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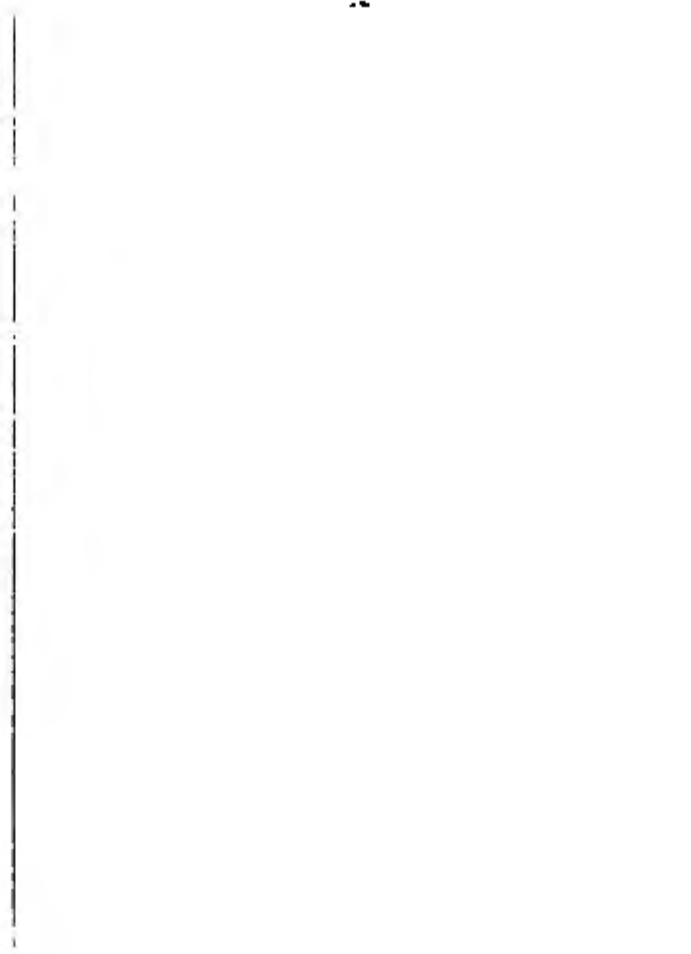
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JOURNAL  
OF  
THE SENATE  
OF THE  
STATE OF MICHIGAN

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1905

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Printed by virtue of an act of the Legislature, under the direction and supervision of

ELBERT V. CHILSON

Secretary of the Senate

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IN TWO VOLUMES—VOL. I

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BY AUTHORITY

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LANSING, MICHIGAN  
WYNKOOP HALLENBECK CRAWFORD CO., STATE PRINTERS  
1905







# MICHIGAN Journal of the Senate

## SESSION OF 1905

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FIRST DAY.

Lansing, Wednesday, January 4.

12 o'clock m.

In conformity with the requirements of the constitution of the State of Michigan, and the statutes in such case made and provided, the Senate of the State of Michigan, on this day, at 12 o'clock m., convened in the Senate Chamber at Lansing, in said State, and was called to order by Hon. Alexander Maitland, Lieutenant Governor and President of the Senate.

Religious exercises were conducted by Rev. Mr. Bard of Lansing.

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The certified list of Senators-elect was read by Elbert V. Chilson, Secretary of the last Senate, as follows:

Department of State,  
Lansing, January 3, 1905.

Hon. Elbert V. Chilson, Secretary of the State Senate of 1903.

Sir—I enclose herewith a certified list of the names of the members-elect of the State Senate for the years 1905 and 1906, as shown by the returns from the clerks of the several counties of the State now on file in this office.

Respectfully,  
G. A. PRESCOTT,  
Secretary of State.

First district—Frederick C. Martindale.

Second district—John D. MacKay.

Third district—Noble Ashley.

Fourth district—Seneca C. Traver.

Fifth district—Simeon Van Akin.

Sixth district—Edward B. Linsley.

Seventh district—James G. Hayden.

Eighth district—Jason Woodman.

Ninth district—Jesse R. Cropsey.

Tenth district—Archibald J. Peek.

Eleventh district—George N. Jones.

Twelfth district—Thaddeus D. Seeley.

Thirteenth district—James F. Rumer.

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Fourteenth district—Albert B. Cook.  
 Fifteenth district—Cassius L. Glasgow.  
 Sixteenth district—Andrew Fyfe.  
 Seventeenth district—Huntley Russell.  
 Eighteenth district—Walter Yeomans.  
 Nineteenth district—Townsend A. Ely.  
 Twentieth district—Bela W. Jenks.  
 Twenty-first district—William E. Brown.  
 Twenty-second district—John Baird.  
 Twenty-third district—Suel A. Sheldon.  
 Twenty-fourth district—Albert O. Heine.  
 Twenty-fifth district—Harry J. Kane.  
 Twenty-sixth district—Augustine W. Farr.  
 Twenty-seventh district—Orlando C. Moffatt.  
 Twenty-eighth district—Alfred J. Doherty.  
 Twenty-ninth district—William L. Curtis.  
 Thirtieth district—Willis N. Mills.  
 Thirty-first district—Michael H. Moriarty.  
 Thirty-second district—Charles Smith.

I, George A. Prescott, Secretary of State of the State of Michigan, do hereby certify that I have compared the annexed and foregoing list of all the members-elect of the Senate of the State of Michigan, for the years 1905 and 1906, with the original returns as transmitted to me by the clerks of the several counties of the State, and that it is a true and correct list.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State, at Lansing, this third day of January, in the year of our Lord one thousand nine hundred and five, and of the independence of the United States of America the one hundred and twenty-ninth.

[SEAL ]

G. A. PRESCOTT,  
Secretary of State.

The Senators-elect came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of their duties as Senators.

The Secretary called the roll of the Senate and the following Senators answered to their names:

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans

The President then addressed the Senate as follows:

Gentlemen of the Senate:

It affords me great pleasure to extend my greetings and congratulations to you today because of your election as members of the Senate of Michigan.

The voters of this great commonwealth have expressed their appreciation of your worth by sending you to their legislative halls as special guardians of the State's welfare; as business managers, in the broadest sense, of Michigan's financial and educational affairs.

This confidence, so visibly expressed in your election, has devolved on you certain specific duties, and other duties, equally as important, have been implied. You have been retained, as it were, as counsel for your fellow citizens, and the taxpayers of this State have placed in your hands the safeguarding and the judicious expenditure of their funds.

I request that you do not lose sight of the fact that your energies and your thought will do much toward the promotion of the interests of our commonwealth, and I believe that you understand that, no matter how irksome the routine duties of this body may become, your vigilance should be wakeful and your interest should not relax.

Although we reside in one of the richest states in the Union, natural resources and aggressiveness considered, I am confident that you appreciate the fact that your first and foremost duty lies in the protection of the funds of the taxpayers. No matter how great the volume of bills presented for your consideration, some will require prompt curtailment and possibly defeat, on the grounds that they are greater drains on the public revenue, than agents of good.

Prosperity, in a sense, has become habitual with the people of our State, as well as with the citizens of the nation at large. But in the face of this condition, we must exercise the same rigid economy that would characterize us were we guiding the financial destiny of a new state, in which the expenditure of every dollar had to be considered with care. Unless history is not repeated, we must expect that at some future time, the economy of this session will revert to the welfare of the State. The existence of a period of plenty is not an excuse for the passing of bills that are merely financial drains on the State treasury.

At the same time, there is a limit to the practice of economy, and you no doubt understand that appropriations must be made where the maintenance of public institutions is involved.

Of course, the demand for State support will be great, and in many cases applications for appropriations may be made, where there is no need for the money asked for. There is a nice distinction between the necessary and the unnecessary, and the drawing of that line, will be one of the principal duties of this Senate.

I ask that you bear in mind that education should receive your thought and action. The young people growing to maturity under the protection of the laws of our State, will be called upon at some future time, to do exactly what we are doing now, and if we have cared for their education, the fruits of our efforts will be reflected in their actions, and Michigan will continue as one of the foremost States in learning in the country.

We must give our support to the graded schools, the normal schools,



and the State University, and all bills pertaining to our school system, should be weighed with care and with a view to furthering the interests of that system.

I also ask that you give your support to the requirements of primary elections, and that you pass some bill that will cover the ground properly.

Our co-operation is as important as the exercise of our individual knowledge, and if we work hand in hand, we shall meet the wishes of our citizens, and further the interests of the State.

I am going to look to you for support, and in return, I will give you my support. I am confident that we shall succeed as a legislative body and that we shall reflect credit on the voters who elected us to our offices of usefulness and honor.

I thank you, Senators, for the support I am positive you will extend to me, and I look forward to our achievements with no small measure of pleasure.

Gentlemen, I await the pleasure of the Senate.

---

Mr. Doherty moved that the Senate take a recess until 3 o'clock.  
The motion prevailed.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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Mr. Farr moved that the Senate proceed to the election of a Secretary.  
The motion prevailed, and the roll being called, the Senators voted as follows:

#### SECRETARY,

For Elbert V. Chilson.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

The President announced that Elbert V. Chilson, having received a majority of all the votes of the Senators-elect, was duly elected Secretary of the Senate.

Mr. Curtis moved that the Senate proceed with the election of a Sergeant-at-Arms.

The motion prevailed, and the roll being called, the Senators voted as follows:

SERGEANT-AT-ARMS,

For Edwin N. Gardner.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans

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The President announced that Edwin N. Gardner, having received a majority of all the votes of the Senators-elect, was duly elected Sergeant-at-Arms.

Elbert V. Chilson, Secretary, and Edwin N. Gardner, Sergeant-at-Arms, officers-elect, then came forward, took and subscribed the constitutional oath of office and entered upon the discharge of their duties.

Mr. Smith moved that the Senate proceed to the election of a President pro tem.

The motion prevailed, and the roll being called, the Senators voted as follows:

PRESIDENT PRO TEM.,

For Cassius L. Glasgow.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	

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The President announced that Cassius L. Glasgow, having received a majority of all the votes of the Senators-elect, was duly elected President pro tem. of the Senate.

The President appointed Senators Traver and Peek a committee to escort the President pro tem.-elect to the President's chair.

The President pro tem. addressed the Senate as follows:

Mr. President and Gentlemen of the Senate:

Two years ago when by my friends I was induced to lay aside for a time my business affairs and become a member of this honorable body I did so, determined to come here and do my duty as I saw it, honestly, conscientiously and fearlessly. I opposed both men and measures, the result of whose operation did not meet with my approval, and suffered like treatment in return, crediting them with as large a measure of sincerity and honesty of purpose as I claimed for myself. I at no time allowed any ill-feeling or unkind purpose to desecrate my mind or heart, but remembering well the many kindnesses received whereby my path was made easier. I left this Chamber with none but the best of feelings for each, and I assure you that I am not unmindful of today's expression of your regard and confidence and I appreciate most fully the high honor you confer.

I unite with you in the hope that our honored President may be with us every day of the session. If, however, the press of other business necessitates his absence it will be my pleasure, as well as duty, to carry forward the work along the lines he has laid down. I hope, as duty demands my occupancy of this position, that no act of mine will be construed as indicating the entertainment by me of other than the kindest feeling for each member, void of partiality. Otherwise I would prove myself unworthy of this favor. I trust, however, that this position will in no sense operate as a bar to my participation in the most vigorous opposition to any measure of which I cannot approve. Neither will it be a shield against your attack upon measures of mine not consistent with your best judgment. I may make mistakes, but as often as possible I will try to make you bear the burden with me. I desire at all times to possess your warmest personal friendship and merit the earnest support and hearty co-operation of every member, which I feel is not too much to assume I shall receive.

I assure you of my earnest desire to be one of you in every respect, evidencing by our careful and judicious action our appreciation of the grave responsibilities with which the people of this State have charged us; and in the interpretation and execution of their will, prove ourselves worthy of the confidence they have reposed in us.

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Mr. Woodman moved that the Senate proceed with the election of Assistant Postmaster.

The motion prevailed, and the roll being called, the Senators voted as follows:

ASSISTANT POSTMASTER,

For Joseph Powell.

Mr. Ashlev  
Baird

Mr. Farr  
Fyfe

Mr. Linslev  
MacKay

Mr. Russell  
Seeley

Mr. Brown	Mr. Glasgow	Mr. Martindale	Mr. Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans

The President announced that Joseph Powell, having received a majority of all the votes of the Senators-elect, was duly elected Assistant Postmaster.

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The Senate took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Van Akin offered the following resolution:

Senate resolution No. 1.

Resolved, That a committee of three be appointed to wait on the House of Representatives and inform that body that the Senate is now organized and ready to proceed with business.

The resolution was adopted.

The President appointed as such committee Senators Van Akin, Ely and Hayden.

Mr. Russell offered the following resolution:

Senate resolution No. 2.

Resolved, That the Senate rules of the session of 1903 be adopted as the rules of the present session.

The resolution was adopted.

Mr. Sheldon offered the following resolution:

Senate resolution No. 3.

Resolved by the Senate (the House concurring), That the joint rules of the Senate and House of Representatives and the rules of the joint convention of the Legislature of 1897 be adopted as the present joint rules, unless otherwise ordered.

The resolution was adopted.

Mr. Curtis offered the following resolution:

Senate resolution No. 4.

Resolved, That the Sergeant-at-Arms be and is hereby directed to strictly enforce Senate rule No. 50, even to the exclusion of employes, except those necessary to carry on the work of the daily sessions of the Senate, and that when the committee is appointed to group the Senate committees and assign rooms to same, some room shall be designated and suitably furnished for the use of the janitors and other employes of the Senate.

The resolution was adopted.

Mr. Rumer offered the following resolution:

Senate resolution No. 5.

Resolved by the Senate (the House concurring), That the legislative postoffice be kept open every week day from 8 o'clock a. m. to 9 o'clock p. m., and on each Sunday from 12 o'clock noon until 1 o'clock p. m., and that the mail be delivered to the Lansing postoffice in time for the outgoing trains on Sunday evenings.

The resolution was adopted.

Mr. Cropsey offered the following resolution:

Senate resolution No. 6.

Resolved, That the Secretary of the Senate be and he is hereby authorized to purchase such towels and other supplies as are necessary to equip the Senate toilet rooms and the several committee rooms.

The resolution was adopted.

Mr. Mills offered the following resolution:

Senate resolution No. 7.

Resolved, That the President of the Senate appoint a committee of three Senators, whose duty it shall be to compute the amount of mileage due to the members, officers and employes of the Senate, and report the same to the Senate at the earliest convenience.

The resolution was adopted.

The President appointed as such committee Senators Mills, Traver and Seeley.

Mr. Hayden offered the following resolution:

Senate resolution No. 8.

Resolved, That each Senator be allowed the sum of \$5.00 for stationery, and that the Committee on Supplies and Expenses, when appointed, be required to furnish the President of the Senate, the Secretary of the Senate and chairmen of the committees, when appointed, such stationery as they may require for their own use, as empowered by Section 16, Article 4, of the constitution.

The resolution was adopted.

Mr. MacKay offered the following resolution:

Senate resolution No. 9.

Resolved, That the President be and he is hereby authorized to appoint the necessary janitors and messengers, keeper and assistant keeper of the Document Room and keeper of the Cloak Room.

The resolution was adopted.

Mr. Peek offered the following resolution:

Senate resolution No. 10.

Resolved, That the Sergeant-at-Arms be and he is hereby authorized and empowered to appoint a messenger.

The resolution was adopted.

Mr. Moffatt offered the following resolution:

Senate resolution No. 11.

Resolved, That all committee clerks shall, when not employed in com-

mittee work for the committees to which they are assigned, be under the direction of the Secretary of the Senate, and at the services of the Senators for their official business.

The resolution was adopted.

Mr. Traver offered the following resolution:

Senate resolution No. 12.

Resolved, That the Secretary of the Senate draw an order for \$25.00 in favor of Moses Parshelsky, Sergeant-at-Arms of the last Senate, for services performed in preparing for and opening the present session.

The resolution was adopted.

Mr. Martindale offered the following resolution:

Senate resolution No. 13.

Resolved, That the Secretary of the Senate be and he is hereby directed to invite the pastors of the several churches in the city of Lansing and other cities to open the daily sessions of the Senate with appropriate religious services.

The resolution was adopted.

Mr. Ashley offered the following resolution:

Senate resolution No. 14.

Resolved, That the Secretary of the Senate be and he is hereby authorized to appoint a stenographer.

The resolution was adopted.

Mr. Doherty offered the following resolution:

Senate resolution No. 15.

Resolved, That a committee of three be appointed to group the committees when appointed and assign rooms to the different groups.

The resolution was adopted.

The President appointed as such committee, Senators Woodman, Doherty and Kane.

Mr. Smith offered the following resolution:

Senate resolution No. 16.

Resolved, That the President appoint a committee of three to wait on the Governor and inform him that the Senate is organized and ready to proceed with business.

The resolution was adopted.

The President appointed as such committee, Senators Smith, MacKay and Peek.

Mr. Cook offered the following resolution:

Senate resolution No. 17.

Resolved, That the President of the Senate is hereby authorized to assign reporters of the several newspapers a desk set apart for their use.

The resolution was adopted.

The Senate took up the order of

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced  
Senate bill No. 1, entitled

A bill to authorize the school district styled "Public schools of the City of Gladwin," in the county of Gladwin and State of Michigan, to issue its bonds to an amount not exceeding fifteen thousand dollars, for the purpose of obtaining money wherewith to erect and furnish public school buildings in said city of Gladwin.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans

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#### NAYS.

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The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Smith introduced  
Senate bill No. 2, entitled

A bill to amend sections one and two of act number thirty-nine of the Public Acts of eighteen hundred ninety-five, entitled "An act to amend sections one to eight, inclusive, and to repeal sections nine to twenty-eight, inclusive, of an act entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,' being act number two hundred and sixty-two of the laws of eighteen hundred eighty-nine, approved July fifth, eighteen hundred eighty-nine, as amended by act number one hundred thirty-seven of the laws of eighteen hundred ninety-one, approved June sixteenth, eighteen hundred ninety-one, and to substitute in the place of said repealed sections, other sections to be numbered nine to twenty-two," approved March twenty-sixth, eighteen hundred ninety-five, being consecutive sections seven thousand eighty-three and seven thousand eighty-four of the Compiled Laws of Michigan of the year eighteen hundred ninety-seven.



The bill was read a first and second time by its title.

Mr. Smith moved that the bill be referred to the Committee on Judiciary, when appointed.

The motion prevailed.

Mr. Moriarty introduced  
Senate bill No. 3, entitled

A bill to amend section thirty-eight of act number one hundred eighty-three of the Public Acts of the State of Michigan of eighteen hundred ninety-seven, approved May twenty-ninth, eighteen hundred ninety-seven, entitled "An act to provide for the appointment and to fix the term of office, duties and compensation of circuit court stenographers in the State of Michigan," the same being section four hundred of the Compiled Laws of Michigan, of eighteen hundred ninety-seven.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
Farr	Linsley	Russell	
			31

#### NAYS.

0

The title was agreed to.

Mr. Moriarty moved that bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

The Senate took up the order of

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, January 2, 1905.

To the President of the Senate:

Sir—I have the honor to report that since the adjournment of the Legislature of 1903 I have made the following appointments to office that are required by statute to be confirmed by the Senate:

Robert E. McGavock of Saginaw, as member of the State Board of Osteopathic Registration and Examination, for the term ending April 30, 1908.

Frederick H. Williams of Lansing, as member of the State Board of Osteopathic Registration and Examination, for the term ending April 30, 1907.

C. L. Rider of Detroit, as member of the State Board of Osteopathic Registration and Examination, for the term ending April 30, 1906.

William S. Mills of Ann Arbor, as member of the State Board of Osteopathic Registration and Examination, for the term ending April 30, 1905.

Samuel R. Landes of Grand Rapids, as member of the State Board of Osteopathic Registration and Examination, for the term ending April 30, 1909.

Edward C. Anthony of Negaunee, as member of the Board of Control of the State House of Correction and branch of the State Prison in the Upper Peninsula, for the unexpired portion of the term ending February 15, 1907, succeeding John Henes, resigned.

Edward M. Hopkins of Detroit, as member of the Board of Trustees of the State Asylum, for the unexpired portion of the term ending January 31, 1909, succeeding J. H. Lancashire, resigned.

Albertus Nyland of Grand Rapids, as Physic-Medical member of the State Board of Registration in Medicine, for the unexpired portion of the term ending September 30, 1905, succeeding John Kost, deceased.

Walter C. Haynes of Grand Rapids, as journeyman member of the Board of Examiners of Horseshoers, for the unexpired portion of the term ending August 4, 1905, succeeding A. W. Honsinger, who vacated his office by becoming a master employer.

Walter Beckwith of Detroit, as master horseshoer member of the Board of Examiners of Horseshoers, for the term of five years ending August 4, 1909.

William Walters of Detroit, as journeyman member of the Board of Examiners of Horseshoers, for the unexpired portion of the term ending August 4, 1907, succeeding William Brown, who vacated his office by becoming a master employer.

Charles H. Johnson of Detroit, as member of the State Court of Mediation and Arbitration, for the term of three years ending May 26, 1907.

Alfred Niles of Coldwater, as member of the board of managers of the Michigan Soldiers' Home, for the unexpired portion of the term ending February 28, 1909, succeeding William Hartsuff, deceased.

John N. Bagley of Detroit, as member of the Board of Health of the city of Detroit, for the unexpired portion of the term ending February 28, 1908.

Murray M. Duncan of Ishpeming, as member of the Board of Control of the Michigan College of Mines, for the unexpired portion of the term ending June 9, 1905, succeeding Walter Fitch, resigned.

Arthur G. Bishop of Flint, as member of the Board of Trustees of the Michigan School for the Deaf, for the unexpired portion of the term ending December 31, 1906, succeeding C. S. Brown, deceased.

Thomas Jackson of Saginaw, as member of the Board of Trustees of the Michigan Employment Institution for the Blind, for the unexpired portion of the term ending December 31, 1908.

Respectfully,  
A. T. BLISS,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

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Mr. Fyfe moved that when the Senate adjourn today it stand adjourned until tomorrow at 1:45 o'clock p. m.

The motion prevailed.

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Mr. Smith moved that the Senate take a recess for ten minutes.  
The motion prevailed.

#### AFTER RECESS.

4:20 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

The Sergeant-at-Arms announced a committee of the Senate appointed to wait upon the Governor and inform him that the Senate was duly organized and ready to proceed with business, who reported that they had performed the duty assigned them and that the Governor would communicate with the Senate in writing at 2 o'clock p. m. tomorrow.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced a committee of the Senate appointed to wait upon the House and inform that body that the Senate was in session and ready to proceed with business, who reported that they had performed the duty assigned them and asked to be discharged.

The report was accepted and the committee discharged.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was organized and ready to proceed with business.

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The Senate took up the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 2.

Resolved (the Senate concurring), That the two Houses of the Legislature meet in joint convention tomorrow, January 5th, at 2 o'clock p. m., to receive the messages of the retiring Governor and the Governor;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution.  
The resolution was adopted.

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Mr. Smith moved that the Senate resolve itself into

EXECUTIVE SESSION.

The motion prevailed, the time being 4:30 o'clock p. m.

The executive session closed, the time being 4:40 o'clock p. m.

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Mr. Van Akin moved that the Senate adjourn.

The motion prevailed, the time being 4:45 o'clock p. m., and the President declared the Senate adjourned until tomorrow at 1:45 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SECOND DAY.

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Lansing, January 5.

1:45 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Mr. Bard of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans.

The following Senators were absent without leave: Messrs. Curtis, Glasgow, Heine.

Mr. Moriarty asked and obtained leave of absence for Mr. Glasgow from today's session.

Mr. Moffatt asked and obtained leave of absence for Mr. Curtis from today's session.

Mr. Brown asked and obtained leave of absence for Mr. Heine from today's session.

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The Senate took up the order of

### REPORTS OF SELECT COMMITTEES.

The Select Committee appointed to consider the subject of mileage of the members and employes of the Senate, submit the following report and recommend that mileage be allowed as follows:

	Miles.
Lieutenant Governor Maitland.....	864
Mr. Ashley .....	183
Baird .....	142
Brown .....	142
Cook .....	66
Cropsey .....	140
Curtis .....	514
Doherty .....	350
Ely .....	130
Farr .....	382

	Miles.
Mr. Fyfe .....	136
Glasgow .....	140
Hayden .....	200
Heine .....	178
Jenks .....	370
Jones .....	284
Kane .....	168
Linsley .....	212
MacKay .....	176
Martindale .....	176
Mills .....	1080
Moffatt .....	420
Moriarty .....	1200
Peek .....	78
Rumer .....	120
Russell .....	144
Seeley .....	156
Sheldon .....	160
Smith .....	1050
Traver .....	190
Van Akin .....	250
Woodman .....	192
Yeomans .....	76
Edwin N. Gardner, Sergeant-at-Arms .....	510

W. N. MILLS,  
Chairman.

The report was accepted and adopted.

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Mr. Brown moved that the President appoint a committee of three to inform the House that the Senate was ready to meet the House in joint convention.

The motion prevailed.

The President appointed as such committee, Senators Brown, Russell and Traver.

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The Sergeant-at-Arms announced a committee from the House, who reported that the House was in waiting and ready to meet the Senate in joint convention, to receive such communications as the outgoing and incoming Governors might be pleased to make.

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The Sergeant-at-Arms announced a committee of the Senate appointed to wait upon the House and inform that body that the Senate was ready to meet the House in joint convention, who reported that they had performed the duty assigned them and asked to be discharged.

The report was accepted and the committee discharged.

The President announced that the hour had arrived for the meeting of the two houses in joint convention to listen to the messages of the retiring Governor and the Governor, as determined by concurrent resolution.

Mr. Brown moved that the Senate proceed to the hall of the House of Representatives, to meet the House in joint convention.

The motion prevailed, the time being 2:15 o'clock p. m.

(For proceedings in joint convention see House Journal.)

The Senate returned to the Senate chamber, the time being 4:20 o'clock p. m., and was called to order by the President.

The President announced that the Senate had met the House in joint convention, and had listened to the messages of the retiring Governor and the Governor.

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The President laid before the Senate the following communication:

Lansing, January 5, 1905.

To the President of the Senate:

Sir—Pursuant to authority vested in me by Senate resolution of yesterday I hereby appoint as messenger, Herman Holmes.

Very respectfully,

EDWIN N. GARDNER,  
Sergeant-at-Arms.

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The Secretary made the following announcement:

Pursuant to authority vested in me by rule six of the Senate Rules, and by resolution of the Senate adopted yesterday, I have today made the following appointments:

Assistant Secretaries, Jacob H. Newmark, Newberry; Frank L. Williams, Detroit; Proof Reader, Ada B. Shier, Au Sable; Financial Clerk and Messenger, George L. Clark, Detroit; Stenographer, Osmond H. Tower, Ionia.

#### MOTIONS AND RESOLUTIONS.

Mr. Peek offered the following resolution:

Senate resolution No. 18.

Resolved by the Senate (the House concurring), That the Attorney General be and is hereby authorized and empowered to appoint a messenger for his office, to serve during the session of the Legislature.

The resolution was adopted.

Mr. Traver offered the following resolution:

Senate resolution No. 19.

Resolved by the Senate (the House concurring), That when the Legislature adjourns today it stand adjourned until Wednesday, January 11, 1905, at 9 o'clock p. m.

The resolution was adopted.



Mr. Baird offered the following resolution:

Senate resolution No. 20.

Resolved, That a committee, to be known as the "Michigan Employment Institution for the Blind," be added to Senate Rule No. 16 and be known as one of the standing committees of the Senate.

The resolution was adopted.

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Pursuant to a resolution agreed to by the Senate, the President announced the following appointments:

First Assistant Sergeant-at-Arms—John Hill.

Second Assistant Sergeant-at-Arms—John Forward.

Senate Stenographer—Anna L. Taber.

Chief Janitor—James Dunwoodie.

Janitors—Henry W. Booth,

Charles Heuer,

Henry C. Bourdingno,

James Boosardet,

George W. Cook,

James Rowe.

Keeper of the Document Room—R. D. Leisenring.

Assistant Keeper of the Document Room—K. W. Noyes.

Keeper of the Cloak Room—John E. Robinson.

Janitress—Tena D. Shively.

Mailing Clerk—William H. Davis.

Committee Room Keeper—B. J. Carnes.

President's Messenger—Howard Chilson.

Floor Messengers—Clyde Smith,

Glenn Seeley,

Donald Cameron,

Max Brown,

Bernard Epstein.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 5.

Resolved by the Senate (the House concurring), That the legislative postoffice be kept open every week day from 8 o'clock a. m. to 9 o'clock p. m., and on each Sunday from 12 o'clock noon until 1 o'clock p. m., and that the mail be delivered to the Lansing postoffice in time for the outgoing trains on Sunday evenings;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The following message from the House was also received and read :

House of Representatives,  
January 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 19.

Resolved by the Senate (the House concurring), That when the Legislature adjourns today it stand adjourned until Wednesday, January 11, 1905, at 9 o'clock p. m.;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The following message from the House was also received and read :

House of Representatives,  
January 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 3.

Resolved by the Senate (the House concurring), That the joint rules of the Senate and House of Representatives and the rules of the joint convention of the Legislature of 1897 be adopted as the present joint rules, unless otherwise ordered;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

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Mr. Cropsey gave notice that at some future date he would move to amend Senate rule No. 16.

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Mr. Jones moved that the Senate adjourn.

The motion prevailed, the time being 4:35 o'clock p. m., and the President declared the Senate adjourned until Wednesday, January 11, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## THIRD DAY.

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Lansing, January 11, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—32.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate:

Sir—I hereby nominate James V. Barry, of Lansing, Ingham County, as Commissioner of Insurance, for the term of two years from and after the 1st day of July, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate:

Sir—I hereby nominate Carl A. Wagner, of Port Huron, St. Clair County, as Inspector General, for the term of two years from and after the 1st day of January, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate :

Sir—I hereby nominate Arthur C. Bird, of Lansing, Ingham County, as Dairy and Food Commissioner, for the term of two years, from and after the 1st day of January, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate :

Sir—I hereby nominate William T. McGurrin, of Grand Rapids, Kent County, as Adjutant General, for the term of two years, from and after the 1st day of January, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate :

Sir—I hereby nominate James H. Kidd, of Ionia, Ionia County, as Quartermaster General, for the term of two years, from and after the 1st day of January, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The President stated that the message would be referred to the Committee on Executive Business, when appointed.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 11, 1905.

To the President of the Senate :

Sir—I hereby nominate Theron W. Atwood, of Caro, Tuscola County, as Commissioner of Railroads, for the term of two years, from and after the 1st day of January, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

Mr. Brown moved that the Senate confirm the nomination of Theron W. Atwood, as Commissioner of Railroads in open session.

The motion prevailed.

The Senate then advised and consented to the said nomination to office, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
			32

## NAYS.

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## MOTIONS AND RESOLUTIONS.

Mr. Cropsey offered the following resolution:

Senate resolution No. 21.

Resolved, That a committee, to be known as the "Normal School at Kalamazoo," be added to Senate rule No. 16, and be known as one of the standing committees of the Senate.

The resolution was adopted.

Mr. Sheldon offered the following resolution:

Senate resolution No. 22.

Resolved, That the reading of the daily Journal be dispensed with for this session, and that the Secretary be authorized to make all necessary corrections from day to day.

The resolution was adopted.

Mr. Moriarty offered the following resolution:

Senate resolution No. 23.

Resolved, That the daily sessions of the Senate commence at 2 o'clock p. m. until otherwise ordered.

The resolution was adopted.

## PRESENTATION OF PETITIONS.

No. 1. By Mr. Ashley: Petition of 46 Posts, 48 Women's Relief Corps, of the State of Michigan, and 190 business men of Detroit, asking for the passage of a bill providing for the burial of the wives and widows of indigent and deceased veterans of the Civil war.

The President stated that the petition would be referred to the committee on Military Affairs, when appointed.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 1, entitled

A bill to authorize the school district styled "Public schools of the City of Gladwin," in the county of Gladwin and State of Michigan, to issue its bonds to an amount not exceeding fifteen thousand dollars, for the purpose of obtaining money wherewith to erect and furnish public school buildings in said city of Gladwin;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

## APPOINTMENT OF STANDING COMMITTEES.

Pursuant to authority vested in him by Senate rule No. 4, the President announced the following standing committees for the session:

Agricultural College—Linsley, Moffatt, Sheldon.

Agricultural Interests—Seeley, Russell, Yeomans.

Apportionment—Peek, Hayden, Woodman, Heine, Glasgow.

Asylum for Insane at Kalamazoo—Cook, Traver, Smith.

Asylum for Insane at Newberry—Jones, Ashley, Rumer.

Asylum for Insane at Pontiac—Van Akin, Cropsey, Baird.

Asylum for Insane at Traverse City—Woodman, Farr, Ely.

Banks and Corporations—Curtis, Traver, Smith, Linsley, Van Akin.

Cities and Villages—Farr, Doherty, Jones, Moriarty, Martindale.

Claims and Public Accounts—Moffatt, Smith, Seeley.

College of Mines—Sheldon, Peek, Fyfe.

Constitutional Amendments—Mills, Cropsey, Traver.

Counties and Townships—Ashley, Seeley, Sheldon.

Education and Public Schools—Martindale, Kane, Yeomans.

Elections—Baird, Heine, Jenks.

Executive Business—Doherty, Seeley, Kane, Brown, Moffatt.

Federal Relations—Cropsey, MacKay, Moriarty.

Finance and Appropriations—Smith, Jenks, Hayden, Linsley, Doherty.

Fisheries—Moffatt, Mills, Curtis, Cook, Woodman.

Forestry Interests—Woodman, Yeomans, Russell.  
Gaming Interests—Traver, Baird, Brown, Kane, Rumer.  
Geological Survey—Jenks, Ely, Hayden.  
Home for Feeble Minded—Rumer, Yeomans, Moffatt.  
Horticulture—Cook, Moffatt, Sheldon.  
Immigration—Traver, Mills, Jenks.  
Industrial Home for Girls—Hayden, Glasgow, Curtis.  
Industrial School for Boys—Yeomans, MacKay, Martindale.  
Insurance—Baird, Fyfe, Ashley.  
Judiciary—Brown, Cropsey, MacKay, Mills, Martindale.  
Labor Interests—Martindale, Cook, Fyfe, Rumer, Moriarty.  
Liquor Traffic—Curtis, Farr, Sheldon.  
Michigan Employment Institution for the Blind—Moriarty, Van Akin, Peek.  
Michigan Reformatory—Ely, Smith, Doherty.  
Mining Interests—Heine, Traver, Yeomans.  
Mechanical Interests—Linsley, Peek, Cook.  
Military Affairs—Smith, Van Akin, Russell.  
Normal College—Russell, Jones, Martindale.  
Normal School at Kalamazoo—Rumer, Woodman, Ashley.  
Normal School at Mt. Pleasant—Farr, Mills, Fyfe.  
Normal School at Marquette—Kane, Cropsey, Martindale.  
Printing—Sheldon, Jones, Ely.  
Public Buildings—Fyfe, Farr, Jenks.  
Public Health—Glasgow, MacKay, Rumer.  
Railroads—Moriarty, MacKay, Curtis, Mills, Hayden.  
Religious and Benevolent Societies—Yeomans, Heine, Ely.  
Roads and Bridges—Ely, Seeley, Ashley.  
Rules and Joint Rules—Mills, Brown, Ashley.  
Saline Interests—Peek, Kane, Baird.  
School for the Blind—Cropsey, Ely, Heine.  
School for the Deaf—Jenks, Linsley, Cropsey.  
Soldiers' Home—Van Akin, Curtis, Jenks.  
State Affairs—Doherty, Smith, Peek.  
State Asylum—Heine, Sheldon, Rumer.  
State Lands—Fyfe, Farr, Cook.  
State Library—MacKay, Woodman, Rumer.  
State Prison, Jackson—Seeley, Woodman, Ashley.  
State Prison, Marquette—Glasgow, Linsley, Russell.  
State Public School—Brown, Traver, Jones.  
Supplies and Expenses—Kane, Moriarty, Van Akin.  
Taxation—Jones, Smith, Doherty, Glasgow, Martindale.  
University—MacKay, Russell, Hayden.

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Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 9:25 o'clock p. m., and the President declared the Senate adjourned until 2 o'clock p. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.





## FOURTH DAY.

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Lansing, January 12, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman and Yeomans—32.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, January 12, 1905.

To the President of the Senate:

Sir—I hereby nominate Edward M. Murphy, of Pontiac, Oakland County, as member of the Board of Trustees of the Eastern Michigan Asylum, for the term of six years, beginning January 1, 1905.

I also nominate Robert D. Graham, of Grand Rapids, Kent County, as member of the State Board of Agriculture, for the term of six years from and after the third Wednesday of January, 1905.

I also nominate Peter Voorheis, of Pontiac, Oakland County, as member of the Board of Trustees of the Eastern Michigan Asylum for the term of six years, beginning January 1, 1905.

I also nominate Charles D. Joslyn, of Detroit, Wayne County, as member of the Board of Fish Commissioners for the term of six years, from and after January 1, 1905.

I also nominate Edwin A. Wildey, of Paw Paw, Van Buren County, as Inspector of Salt for the term of two years, from and after January 26, 1905.

I also nominate Frederick S. Case, of Munising, Alger County, as member of the Board of Trustees of the Upper Peninsula Hospital for the Insane, for the term ending April 16, 1907, to fill vacancy caused by the death of Claude W. Case.

I also nominate Samuel Elgin Mifflin, of Lansing, Ingham County, for member of the Board of Control of the Michigan School for the Blind, for the term of six years from and after January 1, 1905.

I also nominate Franklin P. Sayre, of Flushing, Genesee County, for member of the Board of Trustees of the Industrial School for Boys for the term of six years from and after January 1, 1905.

I also nominate Thomas Frank Marston, of West Bay City, Bay County, as member of the State Board of Agriculture, for the term of six years, from and after the third Wednesday of January, 1905.

I also nominate William E. Collins, of Owosso, Shiawassee County, as member of the Michigan Board of Pharmacy for the term of five years from and after January 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

#### MOTIONS AND RESOLUTIONS.

Mr. Smith offered the following resolution:

Senate resolution No. 24.

Resolved, That the committee on Finance and Appropriations be authorized to send one of their number on tour of inspection to each State institution asking for an appropriation, when no member of such committee is included in the committee accredited to such institution.

The resolution was adopted.

Mr. Moffatt offered the following resolution:

Senate resolution No. 25.

Resolved, That at the conclusion of each executive session the President of the Senate announce to the open Senate all nominations to office confirmed or rejected at said session.

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 2. By Mr. Doherty: Petition of Lewis D. Wright and 152 other citizens of Clare County, asking for an amendment to Public Act No. 237 of the Session Laws of 1903, so as to enable Clare County to come under its provisions.

Referred to the Committee on Counties and Townships.

No. 3. By Mr. Hayden: Resolutions of the Board of Supervisors of Cass County, asking for the passage of a bill giving more power to the Boards of Supervisors in relation to drains.

Referred to the Committee on Counties and Townships.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 2:10 o'clock p. m.

The executive session closed, the time being 2:35 o'clock p. m.

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Mr. Fyfe moved that the Senate take a recess until 2:50 o'clock p. m.  
The motion prevailed.

## AFTER RECESS.

2:50 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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The President announced the appointment of the following committee clerks:

L. C. Cramton, Jesse H. Root, Anna Campbell, Mabel English, E. Leroy Hesse, Harry Gage, Fred A. Newgrean, Howard K. Holland, Hiram L. Brown, Ira J. Bradner, Bernard Parker and Andrew Taylor.

The President also announced that James Rowe and James Boosardet had resigned as janitors and that he had appointed William H. Brey and William Boosardet to fill the vacancies.

## REPORTS OF SELECT COMMITTEES.

The special committee appointed to group the Senate committees and assign rooms to the same submit the following report:

## Group No. 1:

Liquor Traffic.

Saline Interests.

Supplies and Expenses.

Banks and Corporations.

Industrial Home for Girls.

Room B—Anna Campbell, clerk.

## Group No. 2:

State Affairs.

Military Affairs.

Finance and Appropriations.

Room A—I. J. Bradner, clerk.

## Group No. 3:

Judiciary.

Constitutional Amendments.

Room C—L. C. Cramton, clerk.

## Group No. 4:

Apportionment.

Federal Relations.

Executive Business.

Claims and Public Accounts.

Room J—Andrew Taylor, clerk.

**Group No. 5:**

Forestry Interests.  
Roads and Bridges.  
Agricultural College.  
School for the Blind.  
Counties and Townships.  
Asylum for Insane at Pontiac.  
Room H—Hiram L. Brown, clerk.

**Group No. 6:**

Elections.  
Insurance.  
Labor Interests.  
Gaming Interests.  
School for the Deaf.  
State Public School.  
Asylum for Insane at Newberry.  
Room G—Harry Gage, clerk.

**Group No. 7:**

Taxation.  
University.  
Normal College.  
Normal School at Kalamazoo.  
Normal School at Marquette.  
Normal School at Mt. Pleasant.  
Room I—Bernard Parker, clerk.

**Group No. 8:**

Public Health.  
Soldiers' Home.  
Cities and Villages.  
State Prison—Marquette.  
Industrial School for Boys.  
Room E—Jesse H. Root, clerk.

**Group No. 9:**

Horticulture.  
State Library.  
Geological Survey.  
Education and Public Schools.  
Asylum for Insane at Traverse City.  
Michigan Employment Institution for the Blind.  
Room K—Fred A. Newgrean, clerk.

**Group No. 10:**

Printing.  
Public Buildings.  
Rules and Joint Rules.  
Home for Feeble Minded.  
Religious and Benevolent Societies.  
Room B—Mabel English, clerk.

## Group No. 11:

Fisheries.

College of Mines.

Mining Interests.

Michigan Reformatory.

Agricultural Interests.

Asylum for Insane at Kalamazoo.

Room L—Howard K. Holland, clerk.

## Group No. 12:

Railroads.

State Lands.

Immigration.

State Asylum.

Mechanical Interests.

State Prison at Jackson.

Room E—E. Leroy Hesse, clerk.

JASON WOODMAN,  
Chairman.

The report was accepted and adopted.

The Select Committee appointed to consider the subject of mileage of the members and employes of the Senate submit the following supplemental report, and recommend that mileage be allowed as follows:

	Miles.
Frank L. Williams, Assistant Secretary.....	183
John Hill, First Assistant Sergeant-at-Arms.....	120
John Forward, Second Assistant Sergeant-at-Arms.....	78
Geo. L. Clark, Financial Clerk.....	176
Anna L. Taber, Senate Stenographer.....	212

## Janitors:

James D. Dunwoodie .....	300
Henry W. Booth .....	100
Charles Heuer .....	130
Henry C. Bourdingno.....	178
William Boosardet.....	190
George W. Cook .....	54
Wm. H. Brey.....	370

R. D. Leisenring, Keeper of Document Room.....	40
K. W. Noyes, Assistant Keeper of Document Room.....	220
John E. Robinson, Keeper of Cloak Room.....	172
William H. Davis, Mailing Clerk.....	204
Clyde Smith, Floor Messenger .....	216
Glenn Seeley, Floor Messenger.....	156
Donald Cameron, Floor Messenger.....	420
Leonard Conley, Floor Messenger.....	140
Bernard Epstein, Floor Messenger .....	176
Max Brown, Floor Messenger.....	200

	Miles.
Committee clerks:	
L. C. Cramton.....	142
Harry Gage .....	140
E. L. Hesse .....	1,200
Fred A. Newgrean.....	136
Bernard Parker .....	118
Andrew W. Taylor .....	786
Jesse H. Root .....	194
Ira J. Bradner.....	183
Anna Campbell .....	256
Howard K. Holland .....	200
Mabel English .....	310
Hiram L. Brown .....	183

W. N. MILLS,  
Chairman.

The report was accepted and adopted.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,,  
January 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 19.

Resolved by the House (the Senate concurring), That the Clerk of the House and the Secretary of the Senate be instructed to furnish, in their discretion, copies of the daily Journal to such institutions, officials, libraries, etc., as may request them, and in addition to each person whose address shall be furnished them by a member of the House or Senate, Governor and Speaker; but no Senator shall be allowed to furnish more than twenty-five names and no member of the House more than fifteen names, and that the amount of postage on such copies of said Journal so sent out shall be paid by the State Treasurer on the warrant of the Auditor General on the presentation of bills duly certified by the postmaster at Lansing and by the before mentioned Clerk of the House or Secretary of the Senate, showing that such stamps have been purchased and used only for the payment of postage on said copies of said Journal hereby ordered to be distributed;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The following message from the House was also received and read:

House of Representatives,  
January 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 6, entitled

A bill to change the name of Theodore Johnson to Theodore Thompson;  
And to inform the Senate that the bill has passed the House and has  
been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Baird	Glasgow	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cook	Heine	Moffatt	Traver	
Cropsey	Jenks	Peek	Van Akin	
Curtis	Jones	Rumer	Woodman	
Ely	Kane	Russell	Yeomans	
Farr	Linsley			30

#### NAYS.

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The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### INTRODUCTION OF BILLS.

Mr. Smith introduced

Senate bill No. 4, entitled

A bill to amend section 8 of chapter 65 of the Revised Statutes of 1846, entitled "Of alienation by deed and the proof and recording of conveyances and the cancelling of mortgages," the same being section 8962 of the Compiled Laws of 1897, as amended by Act No. 117 of the Public Acts of 1903.

The bill was read a first and second time by its title and referred to the committee on Judiciary.



Mr. Smith introduced  
Senate bill No. 5, entitled

A bill to provide for the recording of declarations or notices of forfeiture of land contracts and leases, and proof of service of same, and making the original notice of declaration, and proof, or the record thereof, evidence.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Woodman introduced  
Senate bill No. 6, entitled

A bill to amend Act No. 196 of the Public Acts of 1893, approved June 1, 1893, entitled "An Act to regulate the possession, use, transportation and sale of fish and game," as amended by Act No. 223 of the Public Acts of 1895, by adding two sections for the purpose of excepting from its provisions, the possession, use, transportation and sale of brook trout by persons engaged in the business of propagating and rearing such fish, as authorized by law, and purchasers from them.

The bill was read a first and second time by its title and referred to the committee on Gaming Interests.

Mr. Woodman introduced  
Senate bill No. 7, entitled

A bill to authorize and regulate the possession, use, transportation and sale of brook trout by persons engaged in the business of propagating and rearing such fish, or by purchasers thereof.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

Mr. Smith introduced  
Senate bill No. 8, entitled

A bill to amend section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, as amended by Act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the committee on Banks and Corporations.

Mr. Russell introduced  
Senate bill No. 9, entitled

A bill to provide for a State numbering and conduct of automobiles.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Peek introduced  
Senate bill No. 10, entitled

A bill in relation to the use of preservatives in food products.

The bill was read a first and second time by its title and referred to the committee on Public Health.

Mr. Yeomans introduced  
Senate bill No. 11, entitled

A bill providing for indeterminate sentences and the release, parole and regulation of prisoners.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Smith introduced

Senate bill No. 12, entitled

A bill to amend section 13 of Act No. 35 of the Public Acts of Michigan for the year 1867, as amended by Act No. 12 of the Public Acts of Michigan for the year 1893, and Act No. 234 of the Public Acts of Michigan for the year 1901, being section 6446 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Linsley introduced

Senate bill No. 13, entitled

A bill to amend section 8 of chapter 206 of the Compiled Laws of 1897 of the State of Michigan, being "An act to provide for the incorporation and regulation of certain corporations generally known as Building and Loan Associations," as amended by Act No. 17 of the Public Acts of 1901, approved March 12, 1901.

The bill was read a first and second time by its title and referred to the committee on Banks and Corporations.

Mr. Hayden introduced

Senate bill No. 14, entitled

A bill to amend chapter 9 of an act, entitled "An Act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor and to repeal all other laws relating thereto," being Act No. 254 of the Public Acts of 1897, approved June 2, 1897, as amended by the several acts amendatory thereto, by adding to said chapter a new section to stand as section 16, providing additional power and supervision over drain commissioners by the board of supervisors of Cass county.

The bill was read a first and second time by its title and referred to the committee on Counties and Townships.

Mr. Hayden introduced

Senate bill No. 15, entitled

A bill to amend section 15 of an act, entitled "An Act to provide for the formation of street railway companies," being Act No. 35 of the Public Acts of 1867, approved March 5, 1867, and being chapter 95 of Howell's Annotated Statutes, the same being section 6448 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the committee on Railroads.

Mr. Smith introduced

Senate bill No. 16, entitled

A bill to amend section 37 of Act No. 232 of the Public Acts of Michigan for the year 1903.

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

Mr. Jones introduced

Senate bill No. 17, entitled

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An Act to provide for the incorporation of cities of the fourth class."

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

Mr. Jones introduced

Senate bill No. 18, entitled

A bill to amend section 8 of chapter 12 of Act No. 3 of the Public Acts of 1895, entitled "An Act to provide for the incorporation of villages within the State of Michigan and defining their powers and duties."

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

Mr. Cook introduced

Senate bill No. 19, entitled

A bill to amend section 3 of Act No. 157 of the Public Acts of 1891, entitled "An act for the relief of the Supreme Court by authorizing the Justices thereof to employ clerical help and appropriating money to pay for the same," being section 235 of the Compiled Laws of 1897, as amended by Act No. 271 of the Public Acts of 1899.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Smith introduced

Senate bill No. 20, entitled

A bill to amend section 141 of Act No. 229 of the Public Acts of 1897, entitled "An act to amend Act No. 206 of the Public Acts of 1893, being 'An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased, and to repeal Act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act,' by adding thereto four sections, to be known as sections 140, 141, 142 and 143, providing for the giving of notice by tax purchasers to the occupants or persons having title to or interest in such lands of the fact of such sale; and providing the terms upon which such occupant or other person interested in such lands may obtain re-conveyance thereof," being section 3960 of the Compiled Laws of 1897, as amended by Acts No. 204 of the Public Acts of 1899, and No. 236 of the Public Acts of 1903.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Seeley introduced

Senate bill No. 21, entitled

A bill to provide for the appointment of the Board of Cemetery Trustees for the city of Pontiac and to determine and define their powers and duties, and to render such provisions of Act 215 of the General Session

Laws of the State of Michigan for the year 1895 as contravene or are inconsistent with the provisions of this act inapplicable to such city.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Russell
Baird	Glasgow	MacKay	Seeley
Brown	Hayden	Martindale	Smith
Cropsey	Heine	Mills	Traver
Curtis	Jenks	Moffatt	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
Farr			

29

## NAYS.

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The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Ashley introduced

Senate bill No. 22, entitled

A bill conferring upon the Common Council of the city of Detroit the power to create, maintain and prescribe the powers and duties of a department of law, a department of public works, a department of parks and boulevards, a department of water, a department of fire, a department of police, a department of lighting, a department of health, a department of public safety, a department of buildings, a department of poor, a department of public utilities, and to repeal all acts in conflict therewith.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Ashley introduced

Senate joint resolution No. 23, entitled

Joint resolution proposing amendments to sections 1 and 20 of Article 4 of the Constitution of this State, and also to add three new sections thereto, to stand as sections 50, 51 and 52, relative to granting legislative power to the electors and the manner of exercising the same.

The bill was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Smith introduced

Senate bill No. 24, entitled

A bill to amend Act No. 128 of the Session Laws of 1899, entitled "An act to authorize the consolidation of Street Railway, Electric Light and

Gas Companies or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Session Laws of 1901, and by Act No. 50 of the Session Laws of 1903, by amending sections 1 and 2 of said Act No. 128 of the laws of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Van Akin introduced  
Senate bill No. 25, entitled

A bill in relation to the manufacture and sale of dairy products, and to repeal Act No. 26 of the Public Acts of 1873, approved March 31, 1871, and act No. 84 of the Public Acts of 1897, approved April 22, 1897.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Van Akin introduced  
Senate bill No. 26, entitled

A bill to provide for the enlargement of the State Capitol by the erection of additions thereto, and making an appropriation therefor.

The bill was read a first and second time by its title and referred to the Committee on Public Buildings.

Mr. Brown introduced  
Senate bill No. 27, entitled

A bill to amend section 1 of an act, entitled "An act to provide for the incorporation of mutual insurance companies to insure against cyclones, wind storms and tornadoes, and defining their powers and duties," the same being section 7353 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

Mr. Cropsey introduced  
Senate bill No. 28, entitled

A bill to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws of 1871," approved April 12, 1871," approved April 15, 1873 and the acts amendatory thereof by adding one new section thereto, to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies whose charters have expired by limitation.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, January 12, 1905.

To the President of the Senate:

Sir—I hereby nominate Allison L. Wright of Bad Axe, Huron County, for member of the Board of Trustees of the Michigan School for the Deaf for the term of six years from and after January 1, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

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Mr. Doherty moved that when the Senate adjourn today it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

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Mr. Woodman moved that when the Senate adjourn tomorrow it stand adjourned until Monday at 9 o'clock p. m.

The motion prevailed.

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Mr. Brown asked and obtained leave of absence for himself until next Thursday.

Mr. Fyfe asked and obtained leave of absence for himself from tomorrow's session.

Mr. MacKay asked and obtained leave of absence for himself from tomorrow's session.

Mr. Mills asked and obtained leave of absence for himself from tomorrow's session.

Mr. Van Akin asked and obtained leave of absence for himself from tomorrow's session.

Mr. Sheldon asked and obtained leave of absence for himself from tomorrow's session.

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Mr. Martindale moved that the Senate adjourn.

The motion prevailed, the time being 3:40 o'clock p. m., and the President declared the Senate adjourned until 9 o'clock a. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTH DAY.

Lansing, January 13, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cropsey, Doherty, Ely, Farr, Glasgow, Hayden, Jenks, Jones, Kane, Linsley, Martindale, Moffatt, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans—22.

The following Senators were absent with leave: Messrs. Brown, Fyfe, MacKay, Mills, Van Akin—5.

The following Senators were absent without leave: Messrs. Cook, Curtis, Heine, Moriarty, Peek—5.

Mr. Farr moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### PRESENTATION OF PETITIONS.

No. 4. By Mr. Yeomans: Resolutions of the board of supervisors of Montcalm county, asking for the passage of a bill giving more power to the boards of supervisors in relation to drains.

Referred to the Committee on Counties and Townships.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

H. E. Turney .....	\$5 90
Library Bureau, Chicago .....	19 45
Jewett & Knapp .....	6 10
Simons Dry Goods Co. ....	21 40
J. A. Bissinger .....	7 00
Michigan School for Blind .....	2 50
C. L. Smith .....	12 00
E. S. Tooker .....	3 75
F. N. Rounsville .....	61



H. Merton Clark .....	\$10 00
Secretary of Senate .....	6 80
Richmond & Backus Co. ....	8 75
H. H. Larned .....	34 43
C. M. Norton .....	1 55
A. H. Towle .....	3 00
	<hr/>
	\$143 24

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced  
Senate bill No. 29, entitled

A bill to amend section 14 of chapter 9 of Act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto."

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Linsley introduced  
Senate bill No. 30, entitled

A bill to amend Act No. 56, laws of 1899, providing that school districts to secure their share of the primary school fund shall show compliance with above act.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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Mr. Linsley asked and obtained leave of absence for himself from the balance of today's session.

Mr. Seeley asked and obtained leave of absence for himself from the balance of today's session.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 9:15 o'clock a. m.

The executive session closed, the time being 9:25 o'clock a. m.

The President made the following announcement:

Pursuant to authority vested in me by Senate Resolution No. 9, I hereby appoint Leonard Conley a floor messenger.

ALEXANDER MAITLAND,  
President of the Senate.

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The Secretary submitted the following report:

Lansing, Mich., January 13, 1905.

To the President of the Senate:

Sir—

Senate bill No. 1, enrolled No. 1

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Moffatt moved that the Senate adjourn.

The motion prevailed, the time being 9:30 o'clock a. m., and the President declared the Senate adjourned until 9 o'clock p. m. Monday next.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTH DAY.

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Lansing, January 16, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—27.

The following Senator was absent with leave: Mr. Brown.

The following Senators were absent without leave: Messrs. Curtis, Moffatt, Moriarty, Van Akin—4.

Mr. Woodman moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MOTIONS AND RESOLUTIONS.

Mr. Farr offered the following resolution:

Senate resolution No. 26.

Resolved, That the matter of voting for a United States Senator to succeed the Hon. J. C. Burrows be made the special order of business at 2:30 o'clock tomorrow.

The resolution was adopted.

Mr. Woodman offered the following resolution:

Senate resolution No. 27.

Resolved, That George W. Cook, appointed as janitor, be transferred from his present position to the Sergeant-at-Arms force, and that the President of the Senate be and he is hereby authorized to appoint Mr. Cook Sergeant-at-Arms of the gallery and adjacent rooms of the Senate.

The resolution was adopted.

Mr. Smith offered the following resolution:

Senate resolution No. 28.

Resolved, That in all bills introduced where amendments are made to the Compiled Laws, or to the Public Acts since the Compiled Laws were

published, said amendments shall appear in brackets and that where the introducer of any bills fails to show said amendments in brackets, it shall be the duty of the committee to which such bill is referred to compare the bill with the Compiled Laws or Public Acts and insert the brackets before reporting such bill back to the Senate for passage or for printing.

The resolution was adopted.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 20, entitled

A bill to change the names of Norma Hopkins Smith and Fern Catherine Smith, of the city of Lansing, to Norma Louise Hopkins and Emma Fern Hopkins;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Cook	Heine	Mills	Traver
Cropsey	Jenks	Peek	Woodman
Doherty	Jones	Rumer	Yeomans
Ely	Kane	Russell	President pro tem
Farr	Linsley	Seeley	27

#### NAYS.

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The title was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
January 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 21, entitled

A bill to provide for the appointment of a Board of Cemetery Trustees for the city of Pontiac and to determine and define their powers and duties, and to render such provisions of Act 215 of the Public Acts of the State of Michigan for the year 1895 as contravene or are inconsistent with the provisions of this act inapplicable to such city;

And to inform the Senate that in the passage of the bill, the House concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives.  
January 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 18.

Resolved by the Senate (the House concurring), That the Attorney General be and is hereby authorized and empowered to appoint a messenger for his office to serve during the session of the Legislature;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

#### NOTICES.

Mr. Baird gave notice that at some future day he would move to amend Senate rule No. 7.

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced

Senate bill No. 31, entitled

A bill to amend sections 4 and 5 of Act No. 81 of the Public Acts of 1873, being "An act to establish a State Board of Health; to provide for

the appointment of a Superintendent of Vital Statistics; and to assign certain duties to local boards of health," being sections 4400 and 4401 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Linsley introduced

Senate bill No. 32, entitled

A bill to provide for legalizing the bonds of school district No. 1 of the Township of Lockport and City of Three Rivers, Michigan, to the amount of \$25,000.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Smith introduced

Senate bill No. 33, entitled

A bill to vacate the township of Hancock, in the county of Houghton, and to incorporate its territory within the adjoining township of Franklin, in the county of Houghton.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Ashley introduced

Senate bill No. 34, entitled

A bill to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

---

Pursuant to authority vested in him by Senate resolution No. 9, and pursuant to resolution No. 27, adopted by the Senate today, the President pro tem. announced that he had appointed George W. Cook Sergeant-at-Arms of the Senate gallery and adjacent rooms of the Senate.

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Mr. Sheldon moved that the Senate adjourn.

The motion prevailed, the time being 9:25 o'clock p. m., and the President pro tem. declared the Senate adjourned until 2 o'clock p. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SEVENTH DAY.

Lansing, January 17, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment, and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Mr. Dodds, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Brown.

The following Senator was absent without leave: Mr. MacKay.

Mr. Cropsey moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### COMMUNICATIONS FROM STATE OFFICERS.

The following communication from the Attorney General was received and read:

Lansing, January 17, 1905.

To the President of the Senate:

Sir—In accordance with the power vested in me by resolution of your honorable body (duly concurred in by the House of Representatives), I have appointed William Orville Mundy messenger for my office during the session of the Legislature.

Very Respectfully,

JOHN E. BIRD,  
Attorney General.

### MOTIONS AND RESOLUTIONS.

Mr. Baird offered the following resolution:

Senate resolution No. 29.

Resolved, That Senate rule No. 7 be amended so as to read as follows:

Rule 7. The Secretary of the Senate shall make a list of all bills, resolutions, reports of committees, and other proceedings of the Senate.



All bills and joint resolutions referred to the committee of the whole, and not made a special order, shall constitute the general orders, and be considered in the order of their reference, unless the Senate or committee of the whole shall otherwise determine. The Secretary shall prepare and place on the desk of each Senator a list of the business under each order of business, whenever in his judgment there is a sufficient amount of business on hand to warrant the printing of such list, and he shall prepare a calendar of all bills and joint resolutions introduced, showing their reference and history, to date, at least once in each week. As soon as may be after the announcement of the standing committees of the Senate, he shall have prepared a directory which shall show a list of the Senators, with number of the district of each, his county, home postoffice, Lansing address, nativity and profession or occupation; a list of counties, showing Senators representing the same; a list of standing committees of the Senate, showing membership thereof; a list of special committees; the assignment of committee rooms; a list of officers and employes of the Senate; and such other matter as he deems advisable.

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 5. By Mr. Jenks: Resolutions of the Board of Supervisors of Sanilac County, relative to the construction of drains.

Referred to the Committee on Roads and Bridges.

No. 6. By Mr. Seeley: Petition from the Bar Association of Oakland County, asking for the passage of a bill creating a new judicial circuit comprising Oakland County.

Referred to the Committee on Judiciary.

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Pursuant to authority vested in him by Senate resolution No. 9, the President pro tem. announced the appointment of Engwald Berg, floor messenger.

#### REPORTS OF SELECT COMMITTEES.

The Select Committee appointed to consider the subject of mileage of the members and employes of the Senate submit the following supplemental report, and recommend that mileage be allowed as follows:

Joseph H. Powell, Assistant Postmaster.....	304 miles
William O. Mundy, Attorney General's Messenger.....	76 miles
Engwald Berg, Floor Messenger.....	356 miles

W. N. MILLS,  
Chairman.

The report was accepted and adopted.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report Senate bill No. 32, entitled

A bill to provide for legalizing the bonds of school district No. 1 of the Township of Lockport and City of Three Rivers, Michigan, to the amount of \$25,000;

With the accompanying substitute therefor, entitled

A bill to legalize certain building bonds issued by school district No. 1 of the Township of Lockport and City of Three Rivers, County of St. Joseph, Michigan;

Recommend that the substitute be concurred in, and that the bill, as substituted, do pass.

JESSE R. CROPSEY,  
Acting Chairman.

Mr. Cropsey moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Cook	Heine	Moriarty	Traver
Cropsey	Jenks	Peek	Van Akin
Curtis	Jones	Rumer	Woodman
Doherty	Kane	Russell	Yeomans
Ely	Linsley	Seeley	President pro tem
Farr	Martindale		30

## NAYS.

0

The title was agreed to.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
January 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 5, entitled

A bill to amend section 3 of Act No. 157 of the Public Acts of 1891,

entitled "An Act for the relief of the Supreme Court by authorizing the justices thereof to employ clerical help and appropriating money to pay for the same," being section 235 of the Compiled Laws of 1897, as amended by Act No. 271 of the Public Acts of 1899;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives.  
January 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to inform the Senate that the following concurrent resolution has been offered in the House:

Resolved by the House (the Senate concurring), That Richard Condon be and is hereby appointed Legislative Postmaster, and Joseph Powell Assistant Postmaster, for the present session of the Legislature.

And further to inform the Senate that the House has ordered the resolution referred to a joint committee of the two Houses, consisting of two Senators and three Representatives.

In this action of the House in ordering the resolution referred to a joint committee, the concurrence of the Senate is respectfully asked.

Very Respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the request of the House that the resolution be referred to a joint committee,

Mr. Fyfe moved that the request be granted.

The motion prevailed.

The President pro tem. appointed Senators Jones and Kane as a committee on the part of the Senate to act with the committee of the House in relation to the above resolution.

The following message from the House was also received and read:

House of Representatives.  
January 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 23.

Resolved by the House (the Senate concurring), That the Legislature of the State of Michigan most heartily endorses the recommendations of President Roosevelt in his last message for legislation:

First—To control corporations engaged in interstate commerce.

Second—To grant the power to the Interstate Commerce Commission to make freight rates which shall go into effect immediately and stand till reviewed and reversed by the courts; and

Resolved further, That the Legislature of the State of Michigan hereby requests its Representatives and Senators in Congress to support measures in line with those recommendations;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very Respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution, Mr. Woodman moved that the resolution be laid on the table, Pending which Mr. Fyfe moved that the resolution be referred to the Committee on Federal Relations.

Whereupon Mr. Woodman withdrew his motion.

The question then being that the resolution be referred to the Committee on Federal Relations.

The motion prevailed, and the resolution was so referred.

The President pro tem. announced that the hour had arrived for the

#### SPECIAL ORDER.

The hour of 2:30 o'clock p. m. having been fixed by resolution of the Senate, adopted yesterday, for the naming, on the part of the Senate, of a person for Senator in the Congress of the United States, from the State of Michigan, for the full term of six years, to succeed Hon. Julius C. Burrows, whose term of office expires March 4, 1905.

The Senate then proceeded, by a viva voce vote, to name a person for Senator in the Congress of the United States, to succeed Hon. Julius C. Burrows, with the following result:

For Julius C. Burrows:

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Cook	Heine	Moriarty	Traver
Cropsey	Jenks	Peek	Van Akin
Curtis	Jones	Rumer	Woodman
Doherty	Kane	Russell	Yeomans
Ely	Linsley	Seeley	President pro tem
Farr	Martindale		

The President pro tem. announced that there had been 30 votes cast, all of which were for Hon. Julius C. Burrows.

The President pro tem. further announced that the proceedings under the special order would be recorded in the Journal for presentation at

the joint convention, which would convene at 12 o'clock noon tomorrow in accordance with the United States statutes and the statutes of the State of Michigan.

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Before the announcement of the vote by the Secretary, the President pro tem. laid before the Senate the following telegram:

Detroit, Michigan, January 17, 1905.

To the President of the Senate:

Sir—I had fully intended to be present at today's session of the Senate, but a telegram announcing the serious illness of a member of my family compelled me to return home this morning. Were I present, I should vote for Hon. Julius C. Burrows as Senator from Michigan in the Senate of the United States, and I request that this statement appear in the Journal of today's proceedings in the Senate.

JOHN D. MACKAY,  
Senator Second District.

#### INTRODUCTION OF BILLS.

Mr. Sheldon introduced

Senate bill No. 35, entitled

A bill to enlarge school district No. 1 of the township of Wright, county of Ottawa, and State of Michigan, so as to include the whole 36 sections of the township, and to make regulations for governing the same.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Baird introduced

Senate bill No. 36, entitled

A bill to amend Act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this State.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Seeley introduced

Senate bill No. 37, entitled

A bill to amend sections 6 and 24 of Act No. 186 of the Public Acts of 1897, being sections 241 and 259 of the Compiled Laws of 1897, entitled "An act defining the limits of judicial circuits of the State of Michigan," as amended by Act No. 15 of the Public Acts of 1899 and Acts Nos. 40 and 220 of the Public Acts of 1901, and to add a new section thereto.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Heine introduced

Senate bill No. 38, entitled

A bill authorizing and empowering the city of Bay City to borrow money and issue its bonds therefor, to defray the cost and expense of acquiring, constructing, purchasing or extending electric works or to pay and discharge any and all liabilities or obligations that have been heretofore or may be hereafter contracted in acquiring, constructing, purchasing or extending such works.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Jones introduced

Senate bill No. 39, entitled

A bill to detach certain territory from the township of China, in the county of St. Clair, and attach the same to the township of East China, in said county.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Smith introduced

Senate bill No. 40, entitled

A bill to provide for expenses to furnish official information from the records of the Adjutant General's office for which no provision is made, pertaining to the enlistment, muster, history and final disposition of the soldiers and sailors from this State during the War of the Rebellion and Spanish-American war, to furnish certificates of service to applicants where the soldier's muster out or discharge papers are lost, and to furnish such information from the records of the office as to establish the soldier's or sailor's military or naval history, and to make an appropriation therefor, and to provide for a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

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Mr. Smith asked and obtained leave of absence for himself from the remaining sessions of this week.

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Mr. Doherty moved that the Senate take a recess until 3:30 o'clock p. m.

The motion prevailed.

## AFTER RECESS.

3:30 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.  
The Senate resumed the order of

## MOTIONS AND RESOLUTIONS.

Mr. Seeley moved that when the Senate adjourn today it stand adjourned until tomorrow at 11:45 o'clock a. m.  
The motion prevailed.

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Senator Brown entered the Senate Chamber and took his seat.

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By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Banks and Corporations:  
The Committee on Banks and Corporations report  
Senate bill No. 28, entitled:

A bill to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws 1871, approved April 12, 1871," approved April 15, 1873, and the acts amendatory thereof, by adding one new section thereto to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies whose charters have expired by limitation.

With the recommendation that the bill pass.

WILLIAM L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was ordered printed, referred to the Committee of the Whole and placed on the general order.

Mr. Brown arose to a

QUESTION OF PERSONAL PRIVILEGE,

and stated that owing to circumstances he could not control, he was unable to be present at the hour fixed by the Senate for the special order, at which time the Senate voted for a United States Senator to succeed the Hon. Julius C. Burrows, from Michigan, in the Senate of the United States. He further stated that had he been present at the time the vote was taken he would have voted for Hon. Julius C. Burrows, and requested that his statement be spread upon the Journal of today's proceedings in the Senate.

The request was granted.

Mr. Cropsey moved to discharge the committee of the whole from the further consideration of Senate bill No. 28, entitled

A bill to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws of 1871," approved April 12, 1871, approved April 15, 1873, and the acts amendatory thereof by adding one new section thereto, to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies whose charters have expired by limitation;

The motion prevailed, two-thirds of all the Senators present voting therefor, and the bill was placed on the order of third reading of bills.

THIRD READING OF BILLS.

Senate bill No. 28, entitled

A bill to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws of 1871," approved April 12, 1871, approved April 15, 1873, and the acts amendatory thereof by adding one new section thereto, to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies whose charters have expired by limitation:

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Sheldon
Baird	Farr	Mills	Smith
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Moriarty	Van Akin
Cropsey	Heine	Rumer	Yeomans
Curtis	Jenks	Russell	President pro tem
Doherty	Linsley	Seeley	27

NAYS.

0

The title was agreed to.



Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 4 o'clock p. m., and the President pro tem. declared the Senate adjourned until 11:45 o'clock a. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## EIGHTH DAY.

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Lansing, January 18, 1905.

11:45 a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Mr. Dodds, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Van Akin, Woodman, Yeomans, President pro tem.—31.

The following Senator was absent with leave: Mr. Smith.

### INTRODUCTION OF BILLS.

Mr. Ely introduced

Joint resolution No. 41, entitled

Joint resolution proposing an amendment to section 9, article 14, of the Constitution of the State of Michigan, to provide for the improvement of the public wagon roads.

The joint resolution was read a first and second time by its title and referred to the Committee on Roads and Bridges.

Mr. Moffatt introduced

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Asylum for Insane at Traverse City.

Mr. Moriarty introduced

Senate bill No. 43, entitled

A bill to amend the title and section 1 of Act No. 91, of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases to hold or place persons convicted of crime or misdemeanor on probation, under the care of probation officers provided in this act."

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The Sergeant-at-Arms announced a committee from the House, who informed the Senate that the House was in session and ready to meet the Senate in joint convention.

The President pro tem. announced that the hour of 12 o'clock noon had arrived, the time fixed for the joint convention of the two Houses, for the purpose of comparing the proceedings had severally by the two Houses yesterday, in naming a person for Senator in the Congress of the United States from the State of Michigan, for the full term of six years, to succeed Hon. Julius C. Burrows, whose term of office expires March 4, 1905.

The Senate then proceeded to Representative Hall, to meet the House in joint convention.

(For proceedings in joint convention see House Journal.)

The Senate returned to the Senate Chamber.

A quorum of the Senate was present.

The President pro tem. announced that the Senate and House had met in joint convention and had compared the records of the proceedings of the two Houses had severally yesterday, relative to the naming of a Senator in the Congress of the United States.

---

Mr. Doherty moved that the Senate take a recess until 2:30 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

2:30 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office, Lansing,  
January 18, 1905.

To the President of the Senate:

Sir—I hereby nominate William W. Mitchell, of Cadillac, Wexford County, as member of the Board of Trustees of the Northern Michigan Asylum for the term of six years, from and after January 1, 1905.

I also nominate Marion F. Quaintance, of Petoskey, Emmet County, as member of the Board of Trustees of the Northern Michigan Asylum for the term of six years, from and after January 1, 1905.

Very Respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The President pro tem. laid before the Senate the following communication:

Lansing, Mich.,  
January 18, 1905.

To the President of the Senate:

Sir—I hereby resign my position as Sergeant-at-Arms' messenger.

Very Respectfully,

HERMAN HOLMES.

#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty offered the following resolution:

Senate resolution No. 30.

Resolved, That the President of the Senate be and he is hereby authorized to appoint Herman Holmes, Assistant Keeper of the Cloak Room.

Pursuant to the above resolution, the President pro tem. announced the appointment of Herman Holmes, Assistant Keeper of the Cloak Room.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 38, entitled

A bill to organize and incorporate the township of North Allis, Presque Isle county, as a single school district:

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 67, entitled

A bill to amend section 3 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nomination of candidates for election by popular vote and relating to primary elections in Kent county";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Rumer
Baird	Fyfe	MacKay	Seeley
Brown	Hayden	Martindale	Sheldon
Cook	Heine	Mills	Traver
Cropsey	Jenks	Moffatt	Van Akin
Curtis	Jones	Moriarty	Yeomans
Doherty	Kane	Peek	President pro tem
Ely			29

#### NAYS.

0

The bill was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 39, entitled

A bill to authorize and empower the board of education of the public schools of the city of Wyandotte, in the County of Wayne, to borrow not to exceed \$50,000 and issue the bonds of the public schools of said city of Wyandotte therefor, for the purpose of building a school house and equipping the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 83, entitled

A bill to amend section 4 of Act No. 235 of the Public Acts of the State of Michigan for the year 1849, entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons of the State of Michigan," as amended by Act No. 342 of the Public Acts of the State of Michigan for the year 1871;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President pro tem
Ely	Linsley		30

NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 13, entitled

A bill to amend sections 1 and 3 of Act No. 502 of the Local Acts of Michigan for the year 1903, approved May 28, 1903, entitled "An act to provide for the nomination of candidates for election by popular vote and relating to primary elections in Muskegon County," and to repeal all acts and parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President pro tem
Ely	Linsley		30

#### NAYS.

0

The title was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

#### NOTICES.

Mr. Baird gave notice that at some future day he would ask leave to introduce a bill entitled

A bill to amend section 3 of Act No. 22, of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks."

## INTRODUCTION OF BILLS.

Mr. Baird introduced

Senate bill No. 44, entitled

A bill to revise and amend the laws for the protection of game and fish.

The bill was read a first and second time by its title, ordered printed, and referred to the Committee on Fisheries.

Mr. Linsley introduced

Senate bill No. 45, entitled

A bill concerning the regulation of the sale of concentrated commercial feeding stuffs.

The bill was read a first and second time by its title, ordered printed, and referred to the Committee on Agricultural College.

Mr. Cook introduced

Senate bill No. 46, entitled

A bill to amend sections 3 and 14 of chapter 4 of Act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4694 and 4705 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Cook introduced

Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Van Akin introduced

Senate joint resolution No. 48, entitled

Joint resolution making an appropriation for the State Industrial Home for Girls to reimburse the treasury of said home for an amount expended in enlarging boiler house, for which no appropriation was made, and to levy a tax to meet the same.

The joint resolution was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

Mr. MacKay introduced

Senate bill No. 49, entitled

A bill to provide for holding inquests on the view of dead bodies in the cities of this State by the Justices of the Peace of the counties in which they are situate.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.



Mr. MacKay introduced

Senate bill No. 50, entitled

A bill to repeal sections 2607, 2608 and 2609 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. MacKay introduced

Senate bill No. 51, entitled

A bill to provide for the service of process in any cause, or suit at law, or in chancery, in which a sheriff shall be a party or interested.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

House Bill No. 5, entitled

A bill to amend section 3 of Act No. 157 of the Public Acts of 1891, entitled "An Act for the relief of the Supreme Court by authorizing the justices thereof to employ clerical help and appropriating money to pay for the same, being section 235 of the Compiled Laws of 1897, as amended by Act No. 271 of the Public Acts of 1899;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the Committee on Finance and Appropriations.

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Mr. Curtis moved that the Senate take a recess until 3:30 o'clock p. m.  
The motion prevailed.

#### AFTER RECESS.

3:30 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 3:35 o'clock p. m.

The executive session closed, the time being 4 o'clock p. m.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 12, entitled

A bill to amend sections 3, 4, 7, 9, 11, 16, 18, 20 and 21 of Act No. 505 of the Local Acts of 1903, entitled "An act to create a Board of Jury Commissioners, consisting of five persons, for courts of record in the County of Kent," approved June 4, 1903.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
January 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 80, entitled

A bill to amend section 1 of chapter 6, sections 22 and 26 of chapter 7, and sections 30, 35 and 37 of chapter 8 of Act No. 316, of the Local Acts of 1897, entitled "An act to reincorporate the City of Ironwood, in the County of Gogebic, and to repeal all acts and parts of acts inconsistent herewith."

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Van Akin asked and obtained leave of absence for himself from the remaining sessions of this week.

Mr. Seeley asked and obtained leave of absence for himself from tomorrow's session.

---

Mr. Ashley moved that the Senate adjourn.

The motion prevailed, the time being 4:10 o'clock p. m., and the President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## NINTH DAY.

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Lansing, January 19, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Mr. Dodds, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Sheldon, Traver, Woodman, Yeomans, President pro tem.—28.

The following Senators were absent with leave: Messrs. Seeley, Smith, Van Akin—3.

The following Senator was absent without leave: Mr. Fyfe.

Mr. Russell moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

---

Mr. Woodman asked and obtained leave of absence for the Committee on Normal School at Kalamazoo at 3 o'clock p. m. for the balance of today's and from tomorrow's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office, Lansing,  
January 18, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 1 (enrolled No. 1), being

An act to authorize the school district styled "Public Schools of the City of Gladwin," in the County of Gladwin and State of Michigan, to issue its bonds to an amount not exceeding \$15,000, for the purpose of obtaining money wherewith to erect and furnish public school buildings in said City of Gladwin.

Very Respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read :

Executive Office, Lansing,  
January 19, 1905.

To the President of the Senate:

Sir—I hereby nominate Charles Lewis, of Jackson, Jackson County, as member of the State Board of Corrections and Charities for the term of eight years, from and after January 1, 1905.

Very Respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

#### MOTIONS AND RESOLUTIONS.

Mr. Cropsey offered the following resolution:

Senate resolution No. 31.

Resolved, That the keeper of the document room be and he is hereby authorized to have printed mailing slips and have the same corrected as necessity requires, to expedite the mailing of the daily Journals.

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 7. By Mr. Russell: Petition of M. J. Bosma and 45 other citizens of Grand Rapids, asking for the passage of a bill that shall provide for the closing of saloons from 8 o'clock p. m. until 8 o'clock a. m.

Referred to the Committee on Liquor Traffic.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
House bill No. 39, entitled

A bill to authorize and empower the board of education of the public schools of the City of Wyandotte, in the County of Wayne, to borrow not to exceed \$50,000 and issue the bonds of the public schools of said City of Wyandotte therefor, for the purpose of building a school house and equipping the same;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Rumer
Baird	Farr	MacKay	Russell
Brown	Hayden	Martindale	Sheldon
Cook	Heine	Mills	Traver
Cropsey	Jenks	Moffatt	Woodman
Curtis	Jones	Moriarty	Yeomans
Doherty	Kane	Peek	President pro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 38, entitled

A bill to organize and incorporate the Township of North Allis, Presque Isle County, as a single school district;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of the Senators-elect voting therefor, by yeas, and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Rumer
Baird	Farr	MacKay	Russell
Brown	Hayden	Martindale	Sheldon
Cook	Heine	Mills	Traver
Cropsey	Jenks	Moffatt	Woodman
Curtis	Jones	Moriarty	Yeomans
Doherty	Kane	Peek	President pro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Asylum for Insane at Traverse City:

The Committee on Asylum for Insane at Traverse City report

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same:

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

JASON WOODMAN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the Committee on Finance and Appropriations.

By the Committee on Public Health:

The Committee on Public Health report

Senate Bill No. 10, entitled

A bill in relation to the use of preservatives in food products;

With the recommendation that the bill pass.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

The Select Committee appointed by the Senate to act with a like committee appointed by the House, to whom was referred the following resolution:

“Resolved by the House (the Senate concurring), That Richard Condon be and is hereby appointed Legislative Postmaster and Joseph Powell Assistant Postmaster for the present session of the Legislature”;

Report that they have had the same under consideration, and that an agreement has been reached with the committee on the part of the House, whereby the House will submit a substitute resolution to the Senate, which resolution your committee recommends be concurred in by the Senate.

Very respectfully,

GEORGE N. JONES,

HARRY KANE,

Committee on the part of the Senate.

The report was accepted, adopted and the committee discharged.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 26.

"Resolved by the House (the Senate concurring), That W. G. Sharp be and is hereby appointed Legislative Postmaster and Joseph Powell Assistant Postmaster for the present session of the Legislature";

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The following message from the House was also received and read:

House of Representatives,  
January 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 33.

"Resolved by the House (the Senate concurring), that Richard Condon receive pay for eighteen days' services as Acting Postmaster of this Legislature;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The following message from the House was also received and read:

House of Representatives,  
January 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 94, entitled

A bill to change the name of Eunice Curtis to Eunice Jenks;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.



## INTRODUCTION OF BILLS.

Mr. Peek introduced

Senate bill No. 52, entitled

A bill making appropriations for the Michigan State Prison for general repairs and for building and special purposes for the fiscal year ending June 30, 1906, and to provide a tax therefor.

The bill was read a first and second time by its title and referred to the Committee on State Prison at Jackson.

Mr. Ashley introduced

Senate bill No. 53, entitled

A bill to provide for the incorporation of associations for loaning money on personal property, and to forbid certain loans of money on property or credit.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Ashley introduced

Senate bill No. 54, entitled

A bill to define the duties of the coroners of the County of Wayne, to fix their qualifications and to provide for their compensation.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Jones introduced

Senate bill No. 55, entitled

A bill to legalize an ordinance and the action of the Common Council of the City of St. Clair in passing an ordinance granting C. H. Lord, his successors and assigns a gas franchise for the period of 30 years.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Moffatt introduced

Senate bill No. 56, entitled

A bill making appropriations for the Northern Michigan Asylum for the Insane for building and special purposes for the biennial period ending June 30, 1907, and to provide a tax therefor.

The bill was read a first and second time by its title and referred to the Committee on Asylum for Insane at Traverse City.

---

Senator Fyfe entered the Senate Chamber and took his seat.

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Mr. Linsley asked and obtained leave of absence for himself from tomorrow's session.

Mr. Curtis asked and obtained leave of absence for himself from tomorrow's and Monday's sessions.

Mr. Brown asked and obtained leave of absence for himself from tomorrow's session.

Mr. MacKay asked and obtained leave of absence for himself from tomorrow's session.

Mr. Mills asked and obtained leave of absence for himself from tomorrow's session.

Mr. Traver asked and obtained leave of absence for himself from tomorrow's session.

Mr. Martindale asked and obtained leave of absence for himself from tomorrow's session.

Mr. Peek asked and obtained leave of absence for himself from tomorrow's session.

Mr. Heine asked and obtained leave of absence for himself from tomorrow's and Monday's sessions.

Mr. Cropsey asked and obtained leave of absence for himself from tomorrow's session.

---

Mr. Doherty moved that the Senate take a recess until 2:45 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

2:45 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.

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Mr. Doherty moved that the Senate resolve itself into executive session.  
The motion prevailed, the time being 2:50 o'clock p. m.  
The executive session closed, the time being 3 o'clock p. m.

---

Mr. Brown moved that when the Senate adjourned today, it stand adjourned until 8:30 o'clock a. m. tomorrow.

The motion prevailed.

Mr. Doherty moved that when the Senate adjourn tomorrow, it stand adjourned until 9 o'clock p. m. Monday next.

The motion prevailed.

---

Mr. Cropsey moved that the Senate adjourn.

The motion prevailed, the time being 3:10 o'clock p. m., and the President pro tem. declared the Senate adjourned until 8:30 o'clock a. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## TENTH DAY.

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Lansing, January 20, 1905.

8:30 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Cook, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Moffatt, Moriarty, Russell, Seeley, Sheldon, Yeomans, President pro tem.—16.

The following Senators were absent with leave: Messrs. Ashley, Brown, Cropsey, Curtis, Heine, Linsley, MacKay, Martindale, Mills, Peek, Rumer, Smith, Traver, Van Akin, Woodman—15.

The following Senator was absent without leave: Mr. Kane.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Baird moved that the Senate adjourn.

The motion prevailed, the time being 8:35 o'clock a. m., and the President pro tem. declared the Senate adjourned until 9 o'clock p. m. Monday next.

ELBERT V. CHILSON,  
Secretary of the Senate.



## ELEVENTH DAY.

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Lansing, January 23, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment, and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. I. Hill, of Lansing.

The roll of the Senate was called by the Secretray.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Mills, Moriarty, Peek, Rumer, Seeley, Sheldon, Smith, Van Akin, Woodman, Yeomans, President pro tem.—23.

The following Senators were absent with leave: Messrs. Curtis, Heine—2.

The following Senators were absent without leave: Messrs. Doherty, Linsley, MacKay, Martindale, Moffatt, Russell, Traver—7.

Mr. Rumer moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

---

Mr. Baird asked and obtained indefinite leave of absence for Mr. Heine on account of sickness.

---

The President pro tem. made the following announcement:

Lansing, Michigan,  
January 23, 1905.

To the President of the Senate:

Sir—I hereby resign my position as Assistant Keeper of the Senate Cloak Room, resignation to take immediate effect.

Very Respectfully,

HERMAN HOLMES.

The resignation was accepted.

## MOTIONS AND RESOLUTIONS.

Mr. Fyfe moved that a respectful message be sent to the House, asking the return to the Senate of House bill No. 67, entitled

A bill to amend section 3 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nomination of candidates for election by popular vote and relating to primary elections in Kent County."

The motion prevailed.

## INTRODUCTION OF BILLS.

Mr. Baird introduced  
Senate bill No. 57, entitled

A bill to change the name of Sarah Gravenhouse to Sarah Meyer.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Baird introduced  
Senate bill No. 58, entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Baird introduced  
Senate bill No. 59, entitled

A bill to provide for the examination and licensing of butchers, and to regulate the sale of meat and poultry and the products of meat.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Ashley introduced  
Senate bill No. 60, entitled

A bill to regulate the civil service of the city of Detroit, provide for the appointment of a civil service commission therein, prescribe its duties and powers, prohibit assessments of officers and employes for political purposes, and provide certain penalties for the violation of this act.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

---

Senators MacKay and Traver entered the Senate Chamber and took their seats.

---

Mr. Smith moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Baird to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 10, entitled

A bill in relation to the use of preservatives in food products;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

JOHN BAIRD,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

Senate bill No. 10, entitled

A bill in relation to the use of preservatives in food products;

Was read a third time and passed, a majority of all the Senators-elect voting therefore, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Mills	Traver
Brown	Hayden	Moriarty	Van Akin
Cook	Jenks	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Ely	Kane	Seeley	President pro tem
			24

#### NAYS.

0

The title was agreed to.

By unanimous consent the Senate returned to the order of

### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 67, entitled

A bill to amend section 3 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nomination of candidates for election by popular vote and relating to primary elections in Kent County."

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Fyfe moved to reconsider the vote by which the Senate on January 18 ordered the above named bill to take immediate effect.



The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators-elect not voting therefor.

Mr. Fyfe then moved to reconsider the vote by which the Senate on January 18 passed the above named bill.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

The question being on the passing of the bill,

Mr. Fyfe moved that the bill be referred to the Committee on Elections.

The motion prevailed.

---

Mr. Hayden moved that the Senate adjourn.

The motion prevailed, the time being 9:35 o'clock p. m., and the President pro tem. declared the Senate adjourned until 2 o'clock p. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## TWELFTH DAY.

Lansing, January 24, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment, and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. I. Hill, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Heine.

The following Senator was absent without leave: Mr. Martindale.

Mr. Mills moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 55, entitled

A bill to legalize an ordinance and the action of the Common Council of the city of St. Clair in passing an ordinance granting C. H. Lord, his successors and assigns a gas franchise for the period of thirty years;

With the recommendation that it be referred to the Committee on Judiciary.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Insurance:

The Committee on Insurance report

Senate bill No. 27, entitled

A bill to amend section 1 of an act entitled "An act to provide for the

incorporation of mutual insurance companies to insure against cyclones, wind storms and tornadoes, and defining their powers and duties," the same being section 7353 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	Mackay		30

#### NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Elections:

The Committee on Elections report

House bill No. 67, entitled

A bill to amend section 3 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nomination of candidates for election by popular vote, and relating to primary elections in Kent County";

With the following amendment thereto:

By striking out of section 3 all that part of the petition beginning in line 26 after the word "office," to and including the line for signature in line 31;

Recommend that the amendment be concurred in, and that when so amended, the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Fyfe moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	Mackay		30

## NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 39, entitled

A bill to detach certain territory from the township of China, in the county of St. Clair, and attach the same to the township of East China, in said county;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 2, entitled

A bill to amend sections 1 and 2 of Act. No. 39 of the Public Acts of 1895, entitled "An act to amend sections 1 to 8, inclusive, and to repeal sections 9 to 28, inclusive, of an act entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,' being Act No. 262 of the Laws of 1889, approved July 5, 1889, as amended by Act No. 137 of the Laws of 1891, approved June 16, 1891, and to substitute in the place of said repealed sections, other sections to be numbered 9 to 22," approved March 26, 1895, being consecutive sections 7083 and 7084 of the Compiled Laws of Michigan of the year 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 46, entitled

A bill to amend sections 3 and 14 of chapter 4 of Act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4694 and 4705 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 43, entitled

A bill to amend the title and section 1 of Act No. 91 of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases to hold or place persons convicted of crime or misdemeanor on probation, under the care of probation officers provided in this act";

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 24, entitled

A bill to amend Act No. 128 of the Session Laws of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas companies or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Session Laws of 1901, and by Act No. 50 of the Session Laws of 1903, by amending sections 1 and 2 of said Act No. 128 of the laws of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

With the recommendation that the bill be printed.

W. E. BROWN,  
Chairman

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be printed.

The motion prevailed.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 13, entitled

A bill to amend section 8 of chapter 206 of the Compiled Laws of 1897 of the State of Michigan, being "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," as amended by Act No. 17 of the Public Acts of 1901, approved March 12, 1901;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 8, entitled

A bill to amend section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, as amended by Act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 5, entitled

A bill to amend section 3 of Act No. 157 of the Public Acts of 1891, entitled "An act for the relief of the Supreme Court by authorizing the justices thereof to employ clerical help, and appropriating money to pay for the same," being section 235 of the Compiled Laws of 1897, as amended by Act No. 271 of the Public Acts of 1899;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown

Mr. Farr  
Fyfe  
Hayden

Mr. Mills  
Moffatt  
Moriarty

Mr. Sheldon  
Smith  
Traver

Mr. Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Jenks  
Jones  
Kane  
Linsley

Mr. Peek  
Rumer  
Russell  
Seeley

Mr. Van Akin  
Woodman  
Yeomans  
President pro tem  
29

NAYS. .

0

The title was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 32, entitled

A bill to provide for legalizing the bonds of school district No. 1 of the Township of Lockport and City of Three Rivers, Michigan, to the amount of \$25,000;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 55, entitled

A bill to provide for three voting precincts in the Township of Harris, in the County of Menominee;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Elections.

## NOTICES.

Mr. Jones gave notice that at some future day he would ask leave to introduce

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class."

Mr. Jones gave notice that at some future day he would ask leave to introduce

A bill to amend section 8 of chapter 12 of Act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties."

## INTRODUCTION OF BILLS.

Mr. Yeomans introduced

Senate bill No. 61, entitled

A bill to amend sections 21 and 22, and to repeal sections 145, 146, 147, 148, 149, 150, 151, 152, 153 and 154 of Act No. 206 of the Public Acts of 1893, entitled "An act to provide for the assessment of property, and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes and for the inspection and disposition of lands bid off to the State and not redeemed or purchased, and to repeal Act No. 200 of the Public Acts of 1891, and all acts and parts of acts in any wise contravening any of the provisions of this act," approved June 1, 1893, as amended by Act 25, 154, 162 and 295 of the Public Acts of 1895, and Acts Nos. 206, 214, 224, 225, 229, 240, 261, of the Public Acts of 1897, and Act 154 of the Public Acts of 1899, and Act 174 of the Public Acts of 1901.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Mills introduced

Joint resolution No. 62, entitled

Joint resolution, to provide for the commemoration of the semi-centennial anniversary of the commencement of the construction of the ship canal between Lake Huron and Lake Superior, at the falls of the St. Mary's River, in the State of Michigan, occurring in the month of July, 1905, and to provide an appropriation therefor.

The joint resolution was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Van Akin introduced

Senate bill No. 63, entitled

A bill to provide for the expenditure of library money coming into the hands of the County Treasurer of Monroe County, State of Michigan.



The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Van Akin introduced  
Senate Bill No. 64, entitled

A bill to amend section 1 of Act No. 186 of the Public Acts of 1897, entitled "An act defining the limits of the judicial circuits of the State of Michigan," as subsequently amended, and to add a new section to said act, to be known as section 38.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Van Akin introduced  
Senate bill No. 65, entitled

A bill to amend section 14 of Act No. 183 of the Public Acts of 1897, entitled "An act to provide for the appointment and to fix the term of office, duties and compensation of circuit court stenographers in the State of Michigan," as amended by Act No. 41 of the Public Acts of 1901, and to add a new section to said act, to be known as section 48c.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Brown introduced  
Senate bill No. 66, entitled

A bill to confirm the title to lot No. 12 in block No. 136 in the town of Michigan (now city of Lansing), County of Ingham, and State of Michigan, in the First Free Will Baptist Church and Society of Lansing, and its successors and assigns, in fee simple, and to empower the said First Free Will Baptist Church and Society of Lansing, its successors and assigns to transfer and convey said property.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Rumer introduced  
Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the Sheriff, Clerk, Treasurer, Register of Deeds and Deputies of said offices of Genesee County, Michigan, and provide for the collection of all fees and payment of the same to the County Treasurer.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Jones introduced  
Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Moriarty introduced  
Senate bill No. 69, entitled

A bill to establish a State sanatorium, in some suitable locality in Michigan, for the care and treatment of persons having tuberculosis, and making appropriations therefor.

The bill was read a first and second time by its title, ordered printed, and referred to the Committee on Public Health.

Mr. Moriarty introduced  
Senate bill No. 70, entitled

A bill to amend Act No. 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section No. 27, providing that the board of supervisors of the County of Marquette shall be the board of county road commissioners of said county, and vested with all the powers and duties of such boards under said chapter authorizing said board to appoint a county road committee, and fixing the compensation thereof.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

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Mr. Woodman moved that the Senate take a recess until 3 o'clock p. m.

The motion prevailed.

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AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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Mr. Doherty moved that the Senate resolve itself into executive session.

The motion prevailed, the time being 3:05 p. m.

The executive session closed, the time being 3:50 o'clock p. m.

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The Senate took up the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office, Lansing,  
January 24, 1905.

To the President of the Senate:

Sir—I hereby nominate George W. Merriman, of Hartford, Van Buren

County, as member of the board of managers of the Michigan State Prison, for the term of six years, from and after February 15, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Woodman moved that the Senate confirm the nomination of George W. Merriman as member of the board of managers of the Michigan State Prison, in open session.

The motion prevailed.

The Senate then advised and consented to the said nomination to office by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Doherty	MacKay	Seeley	President pro tem
Farr			29

#### NAYS.

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#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty offered the following resolution:

Senate resolution No. 32.

Resolved, That the President of the Senate be and he is hereby authorized to appoint William Haley Assistant Keeper of the Cloak Room, to fill the vacancy caused by the resignation of Herman Holmes.

The resolution was adopted.

Pursuant to authority given him by the above resolution, the President pro tem. announced the appointment of William Haley, Assistant Keeper of the Cloak Room.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the bill be referred to the committee of the whole and placed on the general order without printing.

The motion prevailed.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 7, entitled

A bill to provide for the nomination by popular vote of candidates for election to the office of circuit judge in the Fourteenth Judicial Circuit, composed of the counties of Muskegon and Oceana, and to regulate such primary elections, and to repeal all acts and parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives,

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

Mr. Sheldon moved that the bill be referred to the Committee on Elections.

The motion prevailed.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

• GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Farr to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorpora-

tion and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

AUGUSTINE W. FARR,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of third reading of bills.

#### THIRD READING OF BILLS.

Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Farr	Mr. Moffatt	Mr. Smith
Brown	Fyfe	Peek	Traver
Cook	Hayden	Rumer	Van Akin
Cropsey	Jenks	Russell	Woodman
Curtis	Jones	Seeley	Yeomans
Doherty	Linsley	Sheldon	President pro tem
Ely	MacKay		26

#### NAYS.

Mr. Ashley	1
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The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion did not prevail, two-thirds of all the Senators-elect not voting therefor.

Mr. Brown moved that the bill be laid on the table.

The motion prevailed.

By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 114, entitled

A bill to repeal Act No. 514 of the Local Acts of 1903, entitled "An act to annex the territory embraced within the city of West Bay City to that of Bay City, and to consolidate the city of West Bay City with the city of Bay City, under the name of Bay City; to specify and fix the boundaries of the city; to consolidate the school system and the library systems of the said cities of West Bay City and Bay City; to provide for the assuming and payment of all the indebtedness and liabilities of the present cities of Bay City and West Bay City, and their school and library systems and to provide for the ownership of all their corporate property and rights; to define the corporate rights, powers and privileges of said city of Bay City, and to repeal all acts and parts of acts inconsistent herewith";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 28, entitled

A bill to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws of 1871," approved April 12, 1871, approved April 15, 1873, and the acts amendatory thereof, by adding one new section thereto, to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies whose charters have expired by limitation;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

Mr. Brown moved to take from the table

Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897.

The motion prevailed.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

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The Secretary submitted the following report: \*

Lansing, Mich., January 23, 1905.

To the President of the Senate:

Sir:

Senate bill No. 21 (enrolled No. 2);

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 4:50 o'clock p. m., and the President pro tem. declared the Senate adjourned until 2 o'clock p. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## THIRTEENTH DAY.

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Lansing, January 25, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. I. Hill of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Heine.

The following Senator was absent without leave: Mr. Moffatt.

Mr. Curtis moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### MOTIONS AND RESOLUTIONS.

Mr. Cook moved that a respectful message be sent to the House, asking the return to the Senate of House bill No. 20, entitled

A bill to change the names of Norma Hopkins Smith and Fern Catherine Smith, of the City of Lansing, to Norma Louise Hopkins and Emma Fern Hopkins.

The motion prevailed.

### PRESENTATION OF PETITIONS.

No. 8. By Mr. Hayden: Petition of M. C. Strade and 85 other citizens of Cass County, asking for the passage of a bill that will prohibit the hunting of rabbits with ferrets.

Referred to the Committee on Gaming Interests.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:



M. J. and B. M. Buck.....	\$343 00
Simons Dry Goods Co.....	252 45
C. J. Rouser.....	38 95
Jacob Stahl & Son.....	60
Secretary of the Senate .....	8 20
G. B. Smith .....	7 00
	<hr/>
	\$650 20

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report  
House bill No. 80, entitled

A bill to amend section 1 of chapter 6, sections 22 and 26 of chapter 7, and sections 30, 35 and 37 of chapter 8 of Act No. 316 of the Local Acts of 1897, entitled "An act to reincorporate the City of Ironwood, in the County of Gogebic, and to repeal all acts and parts of acts inconsistent herewith";

With the following amendment thereto: By inserting after line 31 of section 1 of chapter 6 the following words: "The Street Commissioner shall receive not to exceed \$720 per annum."

Recommend that the amendment be concurred in and that when so amended, the bill pass.

A. W. FARR.  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	MacKay		30

NAYS.

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The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 16, entitled

A bill to amend section 37 of Act No. 232 of the Public Acts of Michigan for the year 1903;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Senator Moffatt entered the Senate Chamber and took his seat.

By the Committee on Elections:

The Committee on Elections report

House bill No. 7, entitled

"A bill to provide for the nomination by popular vote of candidates for election to the office of Circuit Judge in the Fourteenth Judicial Circuit, composed of the counties of Muskegon and Oceana, and to regulate such primary elections, and to repeal all acts and parts of acts inconsistent herewith";

With the recommendation that the bill be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The report was accepted.

Mr. Baird moved that the Senate concur in the recommendation that the bill be printed for the use of the committee.

On which motion Mr. Sheldon demanded the yeas and nays.

The recommendation of the committee was then not concurred in, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird  
Brown  
Doherty

Mr. Jenks  
Jones

Mr. MacKay  
Moriarty

Mr. Peek  
Smith

9

#### NAYS.

Mr. Ashley  
Cook  
Cropsey  
Curtis  
Ely  
Farr

Mr. Fyfe  
Hayden  
Linsley  
Martindale  
Mills

Mr. Moffatt  
Rumer  
Russell  
Seeley  
Sheldon

Mr. Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

21

Mr. Sheldon moved that the rules be suspended and that the bill be placed on its immediate passage, on which motion he demanded the yeas and nays.

Mr. Brown rose to a point of order, and stated that the motion made by Mr. Sheldon was not in order inasmuch as the report of the committee did not place the bill before the Senate for consideration.

The President pro tem. declared the point of order not well taken.

The motion made by Mr. Sheldon then prevailed, two-thirds of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Peek	Mr. Traver
Cook	Hayden	Rumer	Van Akin
Cropsey	Linsley	Russell	Woodman
Curtis	Martindale	Seeley	Yeomans
Ely	Mills	Sheldon	President pro tem
Farr	Moffatt		22

## NAYS.

Mr. Baird	Mr. Jenks	Mr. Moriarty	Mr. Smith
Doherty			5

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Peek	Van Akin
Doherty	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
Farr	MacKay	Seeley	President pro tem
			28

## NAYS.

Mr. Baird	Mr. Brown	Mr. Moriarty	3
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Pending the announcement of the vote upon the passage of the bill, the vote of Senator Brown was demanded by Senator Sheldon, whereupon Senator Brown voted nay, and was so recorded.

The title was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect, on which motion he demanded the yeas and nays.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Mills	Mr. Smith
Cook	Jenks	Moffatt	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
Farr	MacKay	Seeley	President pro tem
Fyfe	Martindale	Sheldon	27

## NAYS.

Mr. Baird

Mr. Moriarty

2

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 31, entitled

A bill to amend sections 4 and 5 of Act No. 81 of the Public Acts of 1873, being "An act to establish a 'State Board of Health,' to provide for the appointment of a 'Superintendent of Vital Statistics,'" and to assign certain duties to local boards of health, being sections 4400 and 4401 of the Compiled Laws of 1897;

With the accompanying substitute therefor, entitled

A bill to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a 'State Board of Health,' to provide for the appointment of a 'Superintendent of Vital Statistics,' and to assign certain duties to local boards of health," said sections being 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Doherty moved that the bill be referred to the committee of the whole and placed on the general order without printing.

The motion prevailed.

By the Committee on Taxation:

The Committee on Taxation report

Senate bill No. 20, entitled

A bill to amend section 141 of Act No. 229 of the Public Acts of 1897, entitled "An act to amend Act No. 206 of the Public Acts of 1893, being 'An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased, and to repeal Act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act,' by adding thereto four sections, to be known as sections 140, 141, 142 and 143, providing for the giving of notice by tax purchasers to the occupants or persons having title to or interest in such lands of the fact of such sale; and providing the terms upon which such occupants or other per-

sons interested in such lands may obtain re-conveyance thereof," being section 3960 of the Compiled Laws of 1897, as amended by Acts No. 204 of the Public Acts of 1899, and No. 236 of the Public Acts of 1903;

With the recommendation that the bill pass.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 51, entitled

A bill to incorporate the Village of Alanson, in the County of Emmet;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 40, entitled

A bill to disorganize the townships of Cedar and Sherwood in the County of Mackinac, and to organize the territory included therein into a new township, to be known as the Township of Clark;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 49, entitled

A bill authorizing the Township of Hersey, in the County of Osceola, to issue bonds to the amount of not more than \$6,000, for the payment for the construction of a new bridge over the Muskegon River on section 19 in said township, and to provide for the manner of issuing and paying the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 42, entitled

A bill to authorize the Township of Saugatuck, in Allegan County, to borrow money to be used in rebuilding a bridge across the Kalamazoo River, and approaches thereto, in said township, to issue bonds for the payment thereof and to provide for the payment of the principal and interest of said bonds;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 21, entitled

A bill to authorize the Township Board of the Township of Helena, County of Antrim, to issue the bonds of said township to the amount of \$3,000 for the purpose of paying for the building of an iron swing bridge across Clam River in said township, and to levy taxes sufficient for the payment of the same and the interest thereon;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
January 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 139, entitled

A bill to amend Act No. 13 of the Public Acts of 1899, entitled "An act to provide a probate register for Berrien County, and to fix his compensation";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Jenks  
Jones  
Kane  
Linsley

Mr. Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

#### NAYS.

The title was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 68, entitled

A bill to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### NOTICES.

Mr. Mills gave notice that at some future day he would ask leave to introduce

A bill to amend title 17 of Act No. 442 of the Local Acts of 1901, entitled "An act to incorporate the City of Menominee, to provide for the election and appointment of officers therein, and to repeal Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' and to repeal Act No. 281 of the Local Acts of 1891, entitled 'An act to revise and amend the charter of the City of Menominee,' being Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' approved April 9, 1891, and all amendments thereto, approved May 22, 1901."

#### INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 71, entitled

A bill to regulate and fix the salary of the Register of Probate for the County of Kent, and to provide for the collection of certain fees in the probate court for said county, and to repeal all acts or parts of acts inconsistent therewith.



The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Fyfe introduced

Senate bill No. 72, entitled

A bill to amend section No. 32 of chapter No. 252, being compiler's section No. 9398 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Fyfe introduced

Senate bill No. 73, entitled

A bill to amend section 34 of chapter 252, being compiler's section 9400 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Fyfe introduced

Joint resolution No. 74, entitled

Joint resolution to authorize and instruct the Board of State Auditors to examine into and, if they deem it justifiable, to allow the claim of Alphonso Button for injuries sustained by him from a premature discharge of a cannon while engaged in the regular performance of his duty as a member of the gun squad of the Curtenius Guard (an organized volunteer uniformed militia company, organized under the laws of the State of Michigan), at Mason, Michigan, on the third day of July, 1858.

The joint resolution was read a first and second time by its title and referred to the Committee on Military Affairs.

Mr. Hayden introduced

Senate bill No. 75, entitled

A bill to amend section 1 of Act 114 of the Public Acts of 1903, entitled "An act to provide for the protection of rabbits in Washtenaw, Oakland, Charlevoix, St. Clair and Lake Counties," to include the County of Cass.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Curtis introduced

Senate bill No. 76, entitled

A bill defining the power and authority of the board of commissioners of the Mackinac Island State Park; to authorize and empower it to make, publish and enforce rules and regulations for the care, order and preservation thereof, and to repeal all acts or parts of acts inconsistent with or contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on State Lands.

Mr. Linsley introduced

Senate bill No. 77, entitled

A bill to secure greater publicity concerning proposed amendments to the Constitution.

The bill was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Sheldon introduced

Senate bill No. 78, entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

Mr. Jones, previous notice having been given and leave being granted, introduced

Senate bill No. 79, entitled

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," the same being Compiler's section 3265 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Jones, previous notice having been given and leave being granted, introduced

Senate bill No. 80, entitled

A bill to amend section 8 of chapter 12 of Act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," the same being Compiler's section 2908 of Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Peek (by request) introduced

Senate bill No. 81, entitled

A bill to provide for the safety of persons residing in apartment houses, tenement houses and other buildings more than three stories high above the ground.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Mills introduced

Senate bill No. 82, entitled

A bill making appropriations for the Upper Peninsula Hospital for the Insane, at Newberry, for the biennial period ending June 30, 1906, for building and special purposes, and to provide for a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Asylum for Insane at Newberry.

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 4, entitled

A bill to amend section 8 of chapter 65 of the Revised Statutes of 1846, entitled "Of alienation by deed and the proof and recording of conveyances and the cancelling of mortgages," the same being section 8962 of the Compiled Laws of 1897, as amended by Act No. 117 of the Public Acts of 1903;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Cook	Jenks	Moffatt	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	Mackay	Seeley	President pro tem
Farr			29

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Curtis to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 31, entitled

A bill to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a State Board of Health, to

provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

WM. L. CURTIS,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

Senate bill No. 31, entitled

A bill to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a State Board of Health, to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act.

Pending the third reading of the bill,

Mr. Doherty moved that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

Mr. Smith moved that the Senate take a recess until 4 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

4 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 31, entitled

A bill to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a State Board of Health, to provide for the appointment of a Superintendent of Vital Statistics, and to

assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

Senate bill No. 31, entitled

A bill to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a State Board of Health, to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of Acts inconsistent with the provisions of this act.

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely	MacKay	Seeley	31

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty moved that 500 copies of the above named bill be printed for the use of the House of Representatives.

The motion prevailed.

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 112, entitled

A bill to amend section 1 of Act No. 371 of the Local Acts of Michigan for the year 1903, entitled "An act to provide for the election of county drain commissioners in the Counties of Eaton and Van Buren";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Cook	Jenks	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		30

## NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 130, entitled

A bill to authorize justices of the peace of the Township of Kearney, in Antrim County, and justices of the peace for the Township of Forest Home to hold court and try civil or criminal causes anywhere within the village limits of the Village of Bellaire, Antrim County, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
January 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 34.

Resolved by the House (the Senate concurring), That when the Legislature adjourns Thursday, January 26, it stand adjourned until Tuesday, February 7, at 9 o'clock p. m.;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

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Mr. Farr moved that the Senate take a recess until 5 o'clock p. m.  
The motion prevailed.

#### AFTER RECESS.

5 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.

---

Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 5:05 o'clock p. m., and the President pro tem. declared the Senate adjourned until 2 o'clock p. m. tomorrow.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FOURTEENTH DAY.

---

Lansing, January 26, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. I. Hill, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—28.

The following Senator was absent with leave: Mr. Heine.

The following Senators were absent without leave: Messrs. Brown, Moriarty, Van Akin—3.

Mr. Sheldon moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, January 26, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 21 (enrolled No. 2), being

An act to provide for the appointment of a Board of Cemetery Trustees for the City of Pontiac, and to determine and define their powers and duties, and to render such provisions of Act 215 of the Public Acts of the State of Michigan for the year 1895, as contravene or are inconsistent with the provisions of this act, inapplicable to said city.

Respectfully,

FRED M. WARNER,  
Governor.



The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 26, 1905.

To the President of the Senate:

Sir—I hereby nominate Alfred J. Mills, of Kalamazoo, Kalamazoo County, as member of the Board of Trustees of the Michigan Asylum for the Insane, for the term of six years, from and after the second Tuesday of February, 1905.

I also nominate William S. Bateman, of Albion, Calhoun County, as member of the Board of Trustees of the Michigan Employment Institution for the Blind, for the term of six years, from and after January 1, 1905.

I also nominate Charles L. Edwards, of Carleton, Monroe County, as member of the Board of Trustees of the Michigan Asylum for the Insane, for the term of six years, from and after the second Tuesday of February, 1905.

I also nominate Fred A. Washburn, of Belding, Ionia County, as member of the Board of Trustees of the State Asylum, for the term of six years, from and after February 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 26, 1905.

To the President of the Senate:

Sir—I hereby nominate James K. Flood, of Hart, Oceana County, as member of the Railroad and Street Crossing Board, for the term of four years, from and after January 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Farr moved that the Senate confirm the nomination of James K. Flood as member of the Railroad and Street Crossing Board, in open session.

The motion prevailed.

The Senate then advised and consented to the said nomination to office, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moffatt  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Woodman  
Yeomans  
President pro tem

#### NAYS.

## PRESENTATION OF PETITIONS.

No. 9. By Mr. Yeomans: Resolutions of the Board of Supervisors of Montcalm County, favoring the abolishment of the State Tax Commission.

Referred to the Committee on Taxation.

No. 10. By Mr. Kane: Petition of George G. Jenkins and 9 other citizens of Mecosta County, favoring an amendment to the Constitution which will permit the State to aid in the construction of roads.

Referred to the Committee on Roads and Bridges.

No. 11. By Mr. Russell: Petition of Simon Ruster and 97 other citizens of Grand Rapids, asking for the passage of a bill that shall provide for the closing of saloons from 8 o'clock p. m. until 6 o'clock a. m.

Referred to the Committee on Liquor Traffic.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships, report

House bill No. 42, entitled

A bill to authorize the Township of Saugatuck, in Allegan County, to borrow money to be used in rebuilding a bridge across the Kalamazoo River and approaches thereto in said township, to issue bonds for the payment thereof, and to provide for the payment of the principal and interest of said bonds;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Cook	Hayden	Mills	Traver
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:  
The Committee on Counties and Townships report  
House bill No. 49, entitled

A bill authorizing the Township of Hersey, in the County of Osceola, to issue bonds to the amount of not more than \$6,000, for the payment for the construction of a new bridge over the Muskegon River on section 19 in said township, and to provide for the manner of issuing and paying the same;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Kane moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Trayer
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
			28

#### NAYS.

0

The title was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:  
The Committee on Counties and Townships report  
House bill No. 40, entitled

A bill to disorganize the townships of Cedar and Sherwood, in the County of Mackinac, and to organize the territory included therein, into a new township, to be known as the Township of Clark;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
			28

F

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 51, entitled

A bill to incorporate the Village of Alanson, in the County of Emmet;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 114, entitled

A bill to repeal Act No. 514 of the Local Acts of 1903, entitled "An act to annex the territory embraced within the city of West Bay City to that of Bay City, and to consolidate the City of West Bay City with the City of Bay City, under the name of Bay City; to specify and fix the boundaries of the city; to consolidate the school system and the library systems of the said cities of West Bay City and Bay City; to provide for the assuming and payment of all the indebtedness and liabilities of the present cities of Bay City and West Bay City, and their school and library systems, and to provide for the ownership of all their corporate property and rights; to define the corporate rights, powers and privileges of said City of Bay City, and to repeal all acts and parts of acts inconsistent herewith";

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	27

#### NAYS.

0

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 80, entitled

A bill to amend section 8 of chapter 12 of Act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," the same being Compiler's section 2908 of the Compiled Laws of 1897;

With the following amendment thereto:

By striking out lines 18, 19, 20 and 21 of section 8 up to and including the word "election," and inserting in lieu thereof the words, "The Com-

mon Council may, by giving 30 days' notice, submit such proposal to a vote of the electors, at any regular election, or at a special election called for that purpose."

Recommend that the amendment be concurred in, and that when so amended, the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 79, entitled

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," the same being Compiler's section 3265 of the Compiled Laws of 1897;

With the following amendment thereto:

By striking out lines 18, 19, 20 and 21 of section 8 of chapter 27, up to and including the word "election," and inserting in lieu thereof the words: "The Common Council may, by giving 30 days' notice, submit such proposal to a vote of the electors, at any regular election, or at a special election called for that purpose";

Recommend that the amendment be concurred in, and that when so amended, the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following account:

Capitol Electric Engineering Co.....\$30 00

With the recommendation that the account be allowed and order drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 12, entitled

A bill to amend sections 3, 4, 7, 9, 11, 16, 18, 20 and 21 of Act No. 505 of the Local Acts of 1903, entitled "An act to create a Board of Jury Commissioners, consisting of five persons, for courts of record in the County of Kent," approved June 4, 1903;

With the recommendation that the bill pass.

JESSE R. CROPSEY,  
Acting Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 27, entitled

A bill to amend section 1 of an act entitled "An act to provide for the incorporation of mutual insurance companies to insure against cyclones, wind storms and tornadoes, and defining their powers and duties," the same being section 7353 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Peek introduced

Senate bill No. 83, entitled

A bill to provide for the creation and election of a Board of County Auditors for the County of Washtenaw, and to define its powers and duties and determine the compensation thereof, and to provide for the punishment for the violation of the same, and to repeal Act No. 545 of the Local Acts of 1903, and all other acts and parts of acts in anywise contravening the provisions of this act.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr.	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Cook	Jones	Moffatt	Traver
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Russell	Yeomans
Doherty	MacKay	Seeley	President pro tem
Ely			25

## NAYS.

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take effect March 10, 1905.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take effect March 10, 1905.

Mr. Fyfe introduced

Senate bill No. 84, entitled

A bill to regulate the carrying on or transacting of business under an assumed name.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Fyfe introduced

Senate bill No. 85, entitled

A bill to amend section 30 of Act 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local administrative and legislative powers," as amended, said section being section 2503 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Mills, previous notice having been given and leave being granted, introduced

Senate bill No. 86, entitled

A bill to amend title 17 of Act No. 442 of the Local Acts of 1901, entitled "An act to re-incorporate the City of Menominee, to provide for the election and appointment of officers therein, and to repeal Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' and to repeal Act No. 281 of the Local Acts of 1891, entitled 'An act to revise and amend the charter of the City of Menominee,' being Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' approved April 9, 1891, and all amendments thereto," approved May 22, 1901.



The bill was read a first and second time by its title, and, pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr.	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Cook	Hayden	Mills	Traver
Cropsey	Jenks	Moffatt	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Cropsey introduced  
Senate bill No. 87, entitled

A bill to enable the qualified electors of school district No. 1 of the City and Township of Kalamazoo, Kalamazoo County, Michigan, to borrow money and to issue the bonds of said district for the same, for the purpose of paying for a school house site, the erection of school and library buildings, and for the purposes of securing and providing for the location and construction of a State Normal School in said district, in order to save the expense to the district of constructing, equipping and maintaining a training school building; and to make valid the vote had at the special meeting of said school district on the 19th day of October, 1903, to issue bonds for such purposes to the amount of \$70,000, and to make valid the bonds issued under said vote.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

---

Mr. Baird asked and obtained leave of absence for Mr. Yeomans from the balance of today's session.

---

Mr. Cook moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed.

## AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was not present.

Mr. Woodman moved that there be a call of the Senate.

The motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Cropsey, Curtis, Doherty, Ely, Hayden, Kane, Linsley, Mills, Moffatt, Rumer, Sheldon.

---

Mr. Mills entered the Senate Chamber and took his seat.

---

Mr. Woodman moved that the Sergeant-at-Arms be despatched after the absentees.

The motion prevailed.

The Sergeant-at-Arms announced Messrs. Doherty, Cropsey, Linsley, Moffatt and Rumer at the bar of the Senate.

Mr. Peek moved that the Senators be admitted within the bar, and allowed to take their seats.

The motion prevailed.

The Sergeant-at-Arms announced Messrs. Curtis and Hayden at the bar of the Senate.

Mr. Smith moved that the Senators be admitted within the bar, and allowed to take their seats.

The motion prevailed.

The Sergeant-at-Arms announced Mr. Sheldon at the bar of the Senate.

Mr. Cropsey moved that Senator Sheldon be admitted within the bar, and allowed to take his seat.

The motion prevailed.

The Sergeant-at-Arms announced Mr. Ely at the bar of the Senate.

Mr. Cook moved that Senator Ely be admitted within the bar, and allowed to take his seat.

The motion prevailed.

The Sergeant-at-Arms announced Mr. Kane at the bar of the Senate.

Mr. Doherty moved that Senator Kane be admitted within the bar, and allowed to take his seat.

The motion prevailed.

Mr. Farr moved that all further proceedings under the call be dispensed with.  
The motion prevailed.

Mr. Seeley moved that the Senate resolve itself into

EXECUTIVE SESSION.

The motion prevailed, the time being 3:15 o'clock p. m.  
The executive session closed, the time being 3:25 o'clock p. m.

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.  
The President pro tem. called Mr. Woodman to the chair.  
After some time spent therein, the committee rose, and through their chairman made the following report:  
The committee have had under consideration the following:  
House bill No. 12, entitled  
A bill to amend sections 3, 4, 7, 9, 11, 16, 18, 20 and 21 of Act No. 505 of the Local Acts of 1903, entitled "An act to create a Board of Jury Commissioners consisting of five persons for courts of record in the County of Kent," approved June 4, 1903;  
Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.  
JASON WOODMAN,  
Chairman.

The report was accepted.  
The bill named in the report was placed on the order of third reading of bills.

THIRD READING OF BILLS.

House bill No. 12, entitled  
A bill to amend sections 3, 4, 7, 9, 11, 16, 18, 20 and 21 of Act No. 505 of the Local Acts of 1903, entitled "An act to create a Board of Jury Commissioners consisting of five persons for courts of record in the County of Kent," approved June 4, 1903;  
Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Rumer	Woodman
Doherty	Kane	Russell	President pro tem
Ely	Linsley		26

NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Mills introduced  
Senate bill No. 88, entitled

A bill to provide a salary for the circuit court commissioner of Menominee County, provide for the disposition of all fees payable to said officer and to regulate the conduct of said office.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	President pro tem
Ely	Linsley	Russell	27

#### NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take effect March 1, 1905.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take effect March 1, 1905.

By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
January 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 86, entitled

A bill to amend title 17 of Act No. 442 of the Public Acts of 1901, en-

titled "An act to incorporate the City of Menominee, to provide for the election and appointment of officers therein, and to repeal Act No. 228 of the Public Acts of 1883, entitled 'An act to incorporate the City of Menominee,' and to repeal Act No. 281 of the Public Acts of 1891, entitled 'An act to revise and amend the charter of the City of Menominee,' being Act No. 228 of the Public Acts of 1883, entitled 'An act to incorporate the City of Menominee,' approved April 9, 1891, and all amendments thereto, approved May 22, 1901";

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

---

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Woodman offered the following resolution:

Senate resolution No. 33.

Resolved, That the chairman of the Committee on Gaming Interests be authorized to select one member of that committee who shall accompany the Committee on Fisheries on its official visit to the State fish hatcheries.

The resolution was adopted.

---

Mr. Peek asked and obtained leave of absence for himself from the balance of today's session.

---

Mr. Sheldon moved that the Senate take a recess until 3:50 o'clock p. m.

The motion prevailed.

---

## AFTER RECESS.

3:50 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read :

House of Representatives,  
January 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 20, entitled

A bill to change the names of Norma Hopkins Smith and Fern Catherine Smith, of the City of Lansing, to Norma Louise Hopkins and Emma Fern Hopkins;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Baird moved that the bill be laid on the table.

The motion prevailed.

---

The Secretary submitted the following report:

Lansing, Mich., January 26, 1905.

To the President of the Senate:

Sir—

Senate bill No. 32 (enrolled No. 3) ;

Also

Senate bill No. 28 (enrolled No. 4) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Jones moved that the Senate adjourn.

The motion prevailed, the time being 4 o'clock p. m., and the President pro tem. declared the Senate adjourned until Tuesday, February 7, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTEENTH DAY.

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Lansing, February 7, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Seeley, Smith, Traver, Van Akin, Yeomans—27.

The following Senators were absent without leave: Messrs. Fyfe, Mills, Russell, Sheldon, Woodman—5.

Mr. Doherty moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

---

Mr. Moriarty asked and obtained leave of absence for Mr. Mills until February 21.

Mr. Peek asked and obtained indefinite leave of absence for Mr. Fyfe on account of a death in his family.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 7, 1905.

To the President of the Senate:

Sir—I hereby nominate Dr. Angus McLean, of Detroit, Wayne County, as a member of the State Board of Health, for the term of six years, from and after February 1, 1905.

I also nominate Dr. Malcolm C. Sinclair, of Grand Rapids, Kent County, as a member of the State Board of Health, for the term of six years, from and after February 1, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.



The following message from the Governor was also received and read :

Executive Office,  
Lansing, January 30, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 32 (enrolled No. 3), being

An act to legalize certain building bonds issued by school district No. 1 of the Township of Lockport and City of Three Rivers, County of St. Joseph, Michigan.

Respectfully,  
FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, February 4, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No 28 (enrolled No. 4), being

An act to amend Act No. 82 of the Public Acts of 1873, entitled "An act to provide for the incorporation of mutual fire insurance companies, and defining their powers and duties, and to repeal chapter 97 of the Compiled Laws of 1871, and also Act No. 94 of the Session Laws of 1871, approved April 12, 1871," approved April 15, 1873, and the acts amendatory thereof, by adding one new section thereto to stand as section 24, providing for the reorganization and extension of mutual fire insurance companies, whose charters have expired by limitation.

Respectfully,  
FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, February 7, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 68 (enrolled No. 5), being

An act to amend section 8 of Act No. 119 of the Public Acts of 1893, as amended, entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith," the same being section 7747 of the Compiled Laws of 1897.

Respectfully,  
FRED M. WARNER,  
Governor.

NOTICES.

Mr. Linsley gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the City of Coldwater.

INTRODUCTION OF BILLS.

Mr. Moriarty introduced  
Senate bill No. 89, entitled

A bill to authorize the Village of Munising, in Alger County, to borrow money for the purpose of making public improvements in the said Village of Munising.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Rumer	
Baird	Farr	Linsley	Seeley	
Brown	Glasgow	MacKay	Smith	
Cook	Hayden	Martindale	Traver	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Moriarty	Yeomans	
Doherty	Jones	Peek		27

NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Baird, previous notice having been given and leave being granted, introduced

Senate bill No. 90, entitled

A bill to amend section 3 of Act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks."

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Kane introduced

Senate bill No. 91, entitled

A bill relative to applications for the location and establishing of drains within the County of Isabella.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

Mr. Jenks introduced  
Senate bill No. 92, entitled

A bill to amend section 6 of Act 316 of the Local Acts of the State of Michigan for the year 1903, entitled "An act to organize the Township of Pointe aux Barques, in the County of Huron," approved March 12, 1903.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

---

Senator Woodman entered the Senate Chamber and took his seat.

---

Mr. Curtis moved that the Senate take a recess for ten minutes and that ex-Senator Barnum of Petoskey be invited to address the Senate.

Mr. MacKay moved that the invitation be extended to include ex-Senator Simons of Detroit.

The amendment was accepted, the motion prevailed and ex-Senators Barnum and Simons addressed the Senate.

#### AFTER RECESS.

9:30 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

---

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. MacKay to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 2 (file No. 4), entitled

A bill to amend sections 1 and 2 of Act No. 39 of the Public Acts of 1895, entitled "An act to amend sections 1 to 8, inclusive, and to repeal

sections 9 to 28, inclusive, of an act entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,' being Act No. 262 of the Laws of 1889, approved July 5, 1889, as amended by act No. 137 of the Laws of 1891, approved June 16, 1891, and to substitute in the place of said repealed sections other sections to be numbered 9 to 22," approved March 26, 1895, being consecutive sections 7083 and 7084 of the Compiled Laws of Michigan of the year 1897;

Also

Senate bill No. 8 (file No. 5), entitled

A bill to amend section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, as amended by Act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897;

Also

Senate bill No. 39 (file No. 7), entitled

A bill to detach certain territory from the Township of China, in the County of St. Clair, and attach the same to the Township of East China, in said county;

Also

Senate bill No. 43 (file No. 8), entitled

A bill to amend the title and section 1 of Act No. 91 of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases to hold or place persons convicted of a crime or misdemeanor on probation, under the care of probation officers provided in this act";

Also

Senate bill No. 46 (file No. 9), entitled

A bill to amend sections 3 and 14 of chapter 4 of Act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4694 and 4705 of the Compiled Laws of 1897;

Also

Senate bill No. 16 (file No. 12), entitled

A bill to amend section 37 of Act No. 232 of the Public Acts of Michigan for the year 1903;

Also

Senate bill No. 20 (file No. 13), entitled

A bill to amend section 141 of Act No. 229 of the Public Acts of 1897, entitled "An act to amend Act No. 206 of the Public Acts of 1893, being 'An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased, and to repeal

Act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act,' by adding thereto four sections, to be known as sections 140, 141, 142 and 143, providing for the giving of notice by tax purchasers to the occupants or persons having title to or interest in such lands of the fact of such sale; and providing the terms upon which such occupants or other persons interested in such lands may obtain re-conveyance thereof," being section 3960 of the Compiled Laws of 1897, as amended by Acts No. 204 of the Public Acts of 1899, and No. 236 of the Public Acts of 1903;

Also

Senate bill No. 79 (file No. 15), entitled

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," the same being compiler's section 3265 of the Compiled Laws of 1897;

Also

Senate bill No. 80 (file No. 16), entitled

A bill to amend section 8 of chapter 12 of Act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan and defining their powers and duties," the same being compiler's section 2908 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 13 (file No. 6), entitled

A bill to amend section 8 of chapter 206 of the Compiled Laws of 1897 of the State of Michigan, being "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," as amended by Act No. 17 of the Public Acts of 1901, approved March 12, 1901;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

JOHN D. MACKEY,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. MacKay moved that the Senate concur in the amendment made to the bill in part II of the report.

The motion prevailed, and the bill was placed on the order of Third Reading of Bills.

The Secretary submitted the following report:

Lansing, Mich., February 7, 1905.

To the President of the Senate:

Sir—

Senate bill No. 68 (enrolled No. 5) ;

Also

Senate bill No. 27 (enrolled No. 6) ;

Also

Senate bill No. 86 (enrolled No. 7) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Smith moved that the Senate adjourn.

The motion prevailed, the time being 10:30 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTEENTH DAY.

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Lansing, February 8, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, Martindale, Moffatt, Moriarty, Peek, Rumer, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—28.

The following Senator was absent with leave: Mr. Mills.

The following Senators were absent without leave: Messrs. Doherty, MacKay, Russell—3.

Mr. Sheldon moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Hayden asked and obtained leave of absence for the Committee on Industrial School for Girls from the balance of the sessions of this week.

Mr. Jenks asked and obtained leave of absence for the Committee on School for the Deaf from the balance of the sessions of this week.

Mr. Woodman asked and obtained leave of absence for the Committee on Asylum for Insane at Traverse City from the balance of the sessions of this week.

Mr. Fyfe asked and obtained leave of absence for himself from the balance of the sessions of this week.

Mr. Cook asked and obtained leave of absence for himself from the balance of the sessions of this week.

Mr. Van Akin asked and obtained leave of absence for himself from the balance of the sessions of this week.



## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office, Lansing,  
February 8, 1905.

To the President of the Senate:

Sir—I hereby nominate Otto C. Davidson, of Iron Mountain, Dickinson County, as a member of the Board of Control, branch of State Prison in the Upper Peninsula, for the term of six years, from and after February 15, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report  
Senate bill No. 91, entitled

A bill relative to applications for the locating and establishing of drains within the County of Isabella;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Kane moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Jones

Mr. Kane  
Linsley  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

28

## NAYS.

0

The title was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report  
House bill No. 130, entitled

A bill to authorize justices of the peace of the Township of Kearney, in Antrim County, and justices of the peace for the Township of Forest Home to hold court and try civil or criminal causes anywhere within the village limits of the Village of Bellaire, Antrim County, Michigan;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Sheldon	
Baird	Glasgow	Martindale	Smith	
Brown	Hayden	Moffatt	Traver	
Cook	Heine	Moriarty	Van Akin	
Cropsey	Jenks	Peek	Woodman	
Curtis	Jones	Rumer	Yeomans	
Ely	Kane	Seeley		27

#### NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 24 (file No. 10), entitled

A bill to amend Act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Public Acts of 1901 and by Act No. 50 of the

Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

#### REPORTS OF SELECT COMMITTEES.

The Select Committee appointed to consider the subject of mileage of the members and employes of the Senate submit the following supplemental report, and recommend that mileage be allowed as follows:

William Haley, assistant keeper cloak room..... 134 miles

S. C. TRAVER,  
Acting Chairman.

The report was accepted and adopted.

---

Senator MacKay entered the Senate Chamber and took his seat.

#### NOTICES.

Mr. Ely gave notice that at some future day he would ask leave to introduce a bill entitled

A bill to authorize any corporation, organized under the laws of this State to amend its articles of incorporation.

#### INTRODUCTION OF BILLS.

Mr. MacKay introduced  
Senate bill No. 93, entitled

A bill to authorize the City of Detroit to borrow money and to issue bonds therefor, for the purpose of erecting and equipping an hospital for the care of contagious diseases in said City of Detroit.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Ashley introduced  
Senate bill No. 94, entitled

A bill to provide by direct vote in the County of Wayne for nominations at primary elections of candidates of political parties for election

to public offices; and also for the election of party committees; to regulate and protect such primary elections, and to punish offenses committed thereat; to provide for counting and canvassing the votes cast thereat; to provide for the placing of candidates' names upon election ballots; and to repeal Act No. 292 of the Local Acts of 1903.

The bill was read a first and second time by its title, and, pending its reference to a committee,

Mr. Ashley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Sheldon	
Brown	Hayden	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Jones	Peek	Van Akin	
Curtis	Kane	Rumer	Woodman	
Ely	Linsley	Seeley	Yeomans	
Farr	Mackay			26

## NAYS.

Mr. Baird		1
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The title was agreed to.

Mr. Ashley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Hayden introduced

Senate bill No. 95, entitled

A bill to prohibit trespass upon whortleberry marshes.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Yeomans introduced

Senate bill No. 96, entitled

A bill to provide the qualifications of voters, who shall vote for the raising of money by tax within the State of Michigan, and to repeal all acts or parts of acts in anywise contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Yeomans introduced

Senate bill No. 97, entitled

A bill to prevent the spearing of fish in the waters of Long Lake, in Orleans Township, Ionia County.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Martindale introduced

Senate bill No. 98, entitled

A bill to provide for the regulation and inspection of foundries or establishments where metal castings or cores are made, and to provide proper lights, passage ways, ventilation and ventilating machinery; to provide suitable doors for all outside entrances to foundries; to provide that all machinery for cleaning castings shall not be located in foundries; to provide that all dangerous places shall be properly guarded and safe appliances used; to provide water closets, drinking water, and medicines and bandages for immediate use in case of burns and accidents, and to provide for the enforcement and penalties for the violation thereof.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

Mr. Yeomans introduced

Senate bill No. 99, entitled

A bill making appropriations for the State Asylum for special purposes for the fiscal year ending June 30, 1906, and to provide a tax therefor.

The bill was read a first and second time by its title and referred to the Committee on State Asylum.

Mr. Cropsey introduced

Senate bill No. 100, entitled

A bill to amend section 1 of Act 114 of the Public Acts of 1903, entitled "An act to provide for the protection of rabbits in Washtenaw, Oakland, Charlevoix, St. Clair and Lake counties," to include the County of Kalamazoo.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

---

Mr. Smith moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Cook to the chair.

After some time spent therein, the committee rose, and, through their chairman, made the following report:

The committee have had under consideration the following:

Senate bill No. 24 (file No. 10), entitled

A bill to amend act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Public Acts of 1901, and by Act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said Act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with

the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

Also:

Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

ALBERT B. COOK,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

Senate bill No. 2 (file No. 4), entitled

A bill to amend sections 1 and 2 of Act No. 39 of the Public Acts of 1895, entitled "An act to amend sections 1 to 8, inclusive, and to repeal sections 9 to 28, inclusive, of an act entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,' being Act No. 262 of the Laws of 1889, approved July 5, 1889, as amended by Act No. 137 of the Laws of 1891, approved June 16, 1891, and to substitute in the place of said repealed sections other sections to be numbered 9 to 22," approved March 26, 1895, being consecutive sections 7083 and 7084 of the Compiled Laws of Michigan of the year 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley	Mr. Farr.	Mr. Linsley	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Glasgow	Moffatt	Traver	
Cook	Hayden	Peek	Van Akin	
Cropsey	Heine	Rumer	Woodman	
Curtis	Jenks	Seeley	Yeomans	
Ely	Jones			26

### NAYS.

0

The title was agreed to.

Senate bill No. 8 (file No. 5), entitled

A bill to amend section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, as amended by Act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr.	Mr. Martindale	Mr. Sheldon	
Baird	Fyfe	Moffatt	Smith	
Brown	Glasgow	Moriarty	Traver	
Cook	Hayden	Peek	Van Akin	
Cropsey	Heine	Rumer	Woodman	
Curtis	Jones	Seeley	Yeomans	
Ely	Linsley			26

## NAYS.

0

The title was agreed to.

Senate bill No. 13 (file No. 6), entitled

A bill to amend section 8 of chapter 206 of the Compiled Laws of 1897 of the State of Michigan, being "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," as amended by Act No. 17 of the Public Acts of 1901, approved March 12, 1901;

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Linsley moved to amend the bill by striking out section 1 and by inserting the following to stand as section 1:

Section 1. That section 8 of an act entitled "An act to provide for the incorporation and regulation of certain corporations generally known as building and loan associations," being Act No. 50, Public Acts of 1887, as amended by Act 124, Public Acts of 1889, by Act No. 269, Public Acts of 1895, and by Act No. 156, Public Acts of 1899, and by Act No. 17 of Public Acts of 1901, said section being section 7581 of the Compiled Laws of 1897, be and the same is hereby amended so as to read as follows:

The amendment was received, a majority of all the Senators-elect voting therefor.

The amendment was then adopted.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Glasgow	Moffatt	Traver	
Cook	Hayden	Moriarty	Van Akin	
Cropsey	Heine	Peek	Woodman	
Curtis	Jenks	Rumer	Yeomans	
Ely	Jones	Seeley		27

## NAYS.

0

The question being on agreeing to the title,

Mr. Linsley moved to amend the title so as to read as follows:

A bill to amend section 8 of an act entitled "An act to provide for the

incorporation and regulation of certain corporations, generally known as building and loan associations," being Act No. 50, Public Acts of 1887, as amended by Act 124, Public Acts of 1889, by Act No. 269, Public Acts of 1895, by Act No. 156, Public Acts of 1899, and by Act No. 17 of Public Acts of 1901, said section being section 7581 of the Compiled Laws of 1897.

The motion prevailed, and the title was so amended.

The title, as amended, was then agreed to.

Senate bill No. 39 (file No. 7), entitled

A bill to detach certain territory from the Township of China, in the County of St. Clair, and attach the same to the Township of East China, in said county;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Seeley
Baird	Fyfe	Linsley	Sheldon
Brown	Glasgow	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Moriarty	Van Akin
Curtis	Jenks	Peek	Woodman
Ely	Jones	Rumer	Yeomans
			28
			0

#### NAYS.

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Ashley moved that the Senate take a recess until 3:10 o'clock p. m.  
The motion prevailed.

#### AFTER RECESS.

3:10 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate resumed the order of

#### THIRD READING OF BILLS.

Senate bill No. 43 (file No. 8), entitled

A bill to amend the title and section 1 of Act No. 91 of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases, to hold or place persons convicted of a crime or misdemeanor on probation, under the care of probation officers provided in this act";



Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Seeley	
Baird	Glasgow	MacKay	Sheldon	
Brown	Hayden	Martindale	Traver	
Cook	Heine	Moffatt	Van Akin	
Cropsey	Jenks	Moriarty	Woodman	
Ely	Jones	Peek	Yeomans	
Farr	Kane	Rumer		27

## NAYS.

0

The title was agreed to.

Senate bill No. 46 (file No. 9), entitled

A bill to amend sections 3 and 14 of chapter 4 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4694 and 4705 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Seeley	
Baird	Glasgow	MacKay	Sheldon	
Brown	Hayden	Martindale	Smith	
Cook	Heine	Moffatt	Traver	
Cropsey	Jenks	Moriarty	Van Akin	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr				29

## NAYS.

0

The title was agreed to.

Senate bill No. 16 (file No. 12), entitled

A bill to amend section 37 of Act No. 232 of the Public Acts of Michigan for the year 1903;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Rumer	
Baird	Fyfe	Linsley	Seeley	
Brown	Glasgow	MacKay	Sheldon	
Cook	Hayden	Martindale	Smith	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Moriarty	Woodman	
Ely	Jones	Peek	Yeomans	
				28

## NAYS.

0

The question being on agreeing to the title,

Mr. Smith moved to amend the title so as to read as follows:

A bill to amend section 37 of Act No. 232 of the Public Acts of Michigan of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations."

The motion prevailed, and the title was so amended.

The title, as amended, was then agreed to.

Senate bill No. 20 (file No. 13), entitled

A bill to amend section 141 of Act No. 229 of the Public Acts of 1897, entitled "An act to amend Act No. 206 of the Public Acts of 1893, being 'An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased, and to repeal Act No. 200 of the Public Acts of 1891 and all other acts and parts of acts in anywise contravening any of the provisions of this act,' by adding thereto four sections, to be known as sections 140, 141, 142 and 143, providing for the giving of notice by tax purchasers to the occupants or persons having title to, or interest in such lands, of the fact of such sale; and providing the terms upon which such occupant or other person interested in such lands may obtain reconveyance thereof," being section 3960 of the Compiled Laws of 1897, as amended by Acts No. 204 of the Public Acts of 1899, and No. 236 of the Public Acts of 1903;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

#### NAYS.

0

The title was agreed to.

Senate bill No. 79 (file No. 15), entitled

A bill to amend section 8 of chapter 27 of Act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," the same being compiler's section 3265 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Seeley	
Baird	Glasgow	MacKay	Sheldon	
Brown	Hayden	Martindale	Smith	
Cook	Heine	Moffatt	Traver	
Cropsey	Jenks	Moriarty	Van Akin	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeoman's	
Farr				29

## NAYS.

0

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 80 (file No. 16), entitled

A bill to amend section 8 of chapter 12 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan and defining their powers and duties," the same being compiler's section 2908 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Seeley	
Baird	Glasgow	MacKay	Sheldon	
Brown	Hayden	Martindale	Smith	
Cook	Heine	Moffatt	Traver	
Cropsey	Jenks	Moriarty	Van Akin	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr				2

## NAYS.

0

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 24 (file No. 10), entitled

A bill to amend Act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Public Acts of 1901 and by Act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said Act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to

them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Seeley
Baird	Fyfe	Linsley	Sheldon
Brown	Glasgow	MacKay	Smith
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jenks	Moriarty	Woodman
Ely	Jones	Peek	Yeomans
			28

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Moffatt	Traver
Cook	Heine	Peek	Van Akin
Cropsey	Jenks	Rumer	Woodman
Curtis	Jones	Seeley	Yeomans
Ely	Kane		
			22

## NAYS.

Mr. Fyfe	Mr. Linsley	Mr. MacKay	3
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The title was agreed to.

By unanimous consent the Senate returned to the order of

## INTRODUCTION OF BILLS.

Mr. Linsley, previous notice having been given and leave being granted, introduced

Senate bill No. 101, entitled

A bill to reincorporate the city of Coldwater, and to repeal act No. 250 of the laws of 1873, entitled "An act to revise the charter of the city

of Coldwater, being amendatory of an act entitled 'An act to incorporate the city of Coldwater,' approved February 28, 1861, as amended by the several acts amendatory thereof," approved April 17, 1873, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all other acts or parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Linsley moved that the Senate take a recess until 3:45 o'clock p. m. The motion prevailed.

#### AFTER RECESS.

3:45 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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Mr. Doherty entered the Senate Chamber and took his seat.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report  
Senate bill No. 101, entitled

A bill to reincorporate the City of Coldwater, and to repeal Act No. 250 of the laws of 1873, entitled "An act to revise the charter of the City of Coldwater, being amendatory of an act entitled 'An act to incorporate the City of Coldwater,' approved February 28, 1861, as amended by the several acts amendatory thereof," approved April 17, 1873, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all other acts or parts of acts inconsistent with the provisions of this act;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.  
Mr. Linsley moved that the bill be laid on the table.  
The motion prevailed.

By unanimous consent the Senate returned to the order of

INTRODUCTION OF BILLS.

Mr. Cropsey introduced  
Senate bill No. 102, entitled

A bill to provide for the better protection of life and property against injury or damage resulting from the operation of steam engines and boilers by incompetent engineers and others, to create a board of state examiners therefor and prescribe the powers and duties of such board.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

Mr. Martindale introduced  
Joint resolution No. 103, entitled

Joint resolution proposing amendments to sections 1 and 38 of article 4 and sections 13 and 14 of article 15 of the Constitution of Michigan, to vest the legislative powers as to local self-government in the electors and common council of the City of Detroit, County of Wayne.

The joint resolution was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Martindale introduced  
Senate bill No. 104, entitled

A bill to amend sections 1, 4, 5 and 7 of an act entitled "An act to incorporate the Baptist Convention of the State of Michigan," being Act No. 42 of the Session Laws of 1842, approved February 16, 1842, as amended by Act No. 72 of the Public Acts of 1893.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

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By unanimous consent the Senate took up the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 164, entitled

A bill authorizing and directing the township board of the Township of Greenfield, in the County of Wayne, to divide said township into two election districts and to repeal all acts and parts of acts in conflict herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon	
Brown	Hayden	Martindale	Smith	
Cropsey	Helne	Moffatt	Traver	
Curtis	Jenks	Morlarty	Van Akin	
Doherty	Jones	Peek	Woodman	
Ely	Linsley	Seeley	Yeomans	
Farr				25

**NAYS.**

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect:

The following message from the House was also received and read:

House of Representatives,  
 February 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 105 (file No. 4), entitled

A bill to authorize the prosecuting attorney of Lenawee County, Michigan, to appoint an assistant prosecuting attorney for said county, and prescribing his duties, powers and compensation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
February 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 37 (file No. 3), entitled

A bill to fix the per diem compensation of members of the State Legislature from the Upper Peninsula for and during the session of 1905;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Jones	Mr. Seeley	
Baird	Farr	Kane	Sheldon	
Brown	Fyfe	Linsley	Traver	
Cook.	Glasgow	Moffatt	Van Akin	
Cropsey	Hayden	Peek	Woodman	
Curtis	Heine	Rumer	Yeomans	
Doherty	Jenks			26

NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read :

House of Representatives,  
February 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 91, entitled

A bill relative to applications for the locating and establishing of drains within the County of Isabella;



And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
February 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 94, entitled

A bill to provide by direct vote in the County of Wayne for nominations at primary elections of candidates of political parties for election to public offices; and also for the election of party committees; to regulate and protect such primary elections, and to punish offenses committed thereat; to provide for counting and canvassing the votes cast thereat; to provide for the placing of candidates' names upon election ballots; and to repeal Act No. 292 of the Local Acts of 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 4:10 o'clock p.-m.

The executive session closed, the time being 4:20 o'clock p. m.

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The Secretary laid before the Senate a communication from the Tri-County Agricultural Fair Association of Lake Odessa, asking permission to use the Senate Chamber for a meeting on the afternoon of February 25.

Mr. Brown moved that the request be granted.

The motion prevailed.

The Secretary also laid before the Senate a resolution adopted by the Legislative Assembly and Council of the Territory of Arizona, protesting against the passage of a bill now pending in the United States Congress, which provides for the formation of the Territories of Arizona and New Mexico into one state.

The communication was referred to the Committee on Federal Relations.

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Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 4:35 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

**ELBERT V. CHILSON,**  
Secretary of the Senate.



## SEVENTEENTH DAY.

Lansing, February 9, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Father F. D. Hill, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Doherty, Heine, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Yeomans—21.

The following Senators were absent with leave: Messrs. Cropsey, Curtis, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Mills, Van Akin, Woodman—11.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 9, 1905.

To the President of the Senate:

Sir—I hereby nominate Amos S. Musselman, of Grand Rapids, Kent County, as a member of the Board of Control of the Michigan Reformatory, for the term of six years, from and after February 15, 1905.

I also nominate Malcolm J. McLeod, of Detroit, Wayne County, as Commissioner of Labor, for the term of two years, from and after March 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

### MOTIONS AND RESOLUTIONS.

Mr. Martindale moved that the following named bill be printed for the use of the Committee on Labor Interests:

Senate bill No. 98, entitled

A bill to provide for the regulation and inspection of foundries or

establishments where metal castings or cores are made, and to provide proper lights, passage ways, ventilation and ventilating machinery; to provide suitable doors for all outside entrances to foundries; to provide that all machinery for cleaning castings shall not be located in foundries; to provide that all dangerous places shall be properly guarded and safe appliances used; to provide water closets, drinking water, and medicines and bandages for immediate use in case of burns and accidents, and to provide for the enforcement and penalties for the violation thereof.

The question being on complying with the request of the committee,

The motion prevailed and the bill was ordered printed for the use of the committee.

#### PRESENTATION OF PETITIONS.

No. 12. By Mr. Yeomans: Petition of F. C. Miller and 57 other citizens of Ionia County, asking for the passage of Senate bill No. 97, which prohibits the spearing of fish in Long Lake, Orleans Township, Ionia County.

Referred to the Committee on Fisheries.

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced

Senate bill No. 105, entitled

A bill to amend Act No. 108 of the Public Acts of 1899, entitled "An act to provide for the incorporation of trust, deposit and security companies, and to repeal Act 58 of the Session Laws of 1871, approved March 29, 1871, entitled 'An act to provide for the incorporation of trust, deposit and security companies,' being chapter 88 of Howell's Annotated Statutes; also to repeal Act No. 123 of the Session Laws of 1883, approved May 25, 1883, entitled 'An act to amend section 9 of Act 58 of the Session Laws of 1871,' " approved March 29, 1871, being compiler's section 2290, relative to the corporate rights of trust, deposit and security companies, being chapter 162 of the Compiled Laws of 1897, by adding one new section thereto.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Banks and Corporations.

Mr. Doherty (for Mr. Ely), previous notice having been given and leave being granted, introduced

Senate bill No. 106, entitled

A bill to authorize any corporation organized under the laws of this State to amend its articles of incorporation.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Banks and Corporations.

Mr. Baird introduced

Senate bill No. 107, entitled

A bill to regulate and license the use of firearms in hunting for and

killing any and all game protected by the laws of this State, and providing a penalty for the violation thereof.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Gaming Interests.

Mr. Ashley introduced

Senate bill No. 108, entitled

A bill authorizing certain cities within this State to license and tax the trading stamp business, and defining the same.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. MacKay introduced

Senate bill No. 109, entitled

A bill to provide for the establishing and maintaining of free employment bureaus.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

Mr. Doherty introduced

Senate bill No. 110, entitled

A bill to amend section 4 of Act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same," and to repeal all existing acts or parts of acts conflicting with the provisions of this act, being section 4811 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Doherty introduced

Senate bill No. 111, entitled

A bill to legalize the action of the electors of the City of Harrison in voting to raise the sum of \$5,000 by loan for public improvements in the City of Harrison, in repairing streets and highways, repairing and building sidewalks, and in improving the city park.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Linsley moved to take from the table

Senate bill No. 101, entitled

A bill to reincorporate the city of Coldwater, and to repeal act No. 250 of the laws of 1873 entitled "An act to revise the charter of the city of Coldwater, being amendatory of an act entitled 'An act to incorporate the city of Coldwater,' approved February 28, 1861, as amended by

the several acts amendatory thereof," approved April 17, 1873, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all other acts or parts of acts inconsistent with the provisions of this act.

The motion prevailed.

Mr. Linsley moved that the bill be referred to the Committee on Cities and Villages.

The motion prevailed.

Mr. Martindale moved that the Senate take a recess until 2:40 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

2:40 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

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Mr. Kane asked and obtained leave of absence for himself from tomorrow's session.

Mr. Moffatt asked and obtained leave of absence for himself until February 21.

Mr. Heine asked and obtained leave of absence for himself from tomorrow's session.

Mr. Brown asked and obtained leave of absence for himself from tomorrow's session.

Mr. MacKay asked and obtained leave of absence for himself from tomorrow's session.

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By unanimous consent the Senate returned to the order of

#### NOTICES.

Mr. MacKay gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes, being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897.

By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Russell introduced

Senate bill No. 112, entitled

A bill to amend section 1 of Act No. 379 of the Local Acts of the State of Michigan, for the year 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the County of Kent," approved June 26, 1891.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report:

Senate bill No. 29, entitled

A bill to amend section 14 of chapter 9 of Act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto";

With the following amendments thereto,

1. By inserting in line 1 of section 14, after the word "Saginaw," the word "Isabella."

2. By inserting in line 31 of section 14, after the word "Saginaw," the word "Isabella."

3. By inserting in line 34 of section 14, after the word "Saginaw," the word "Isabella."

4. By inserting after section 14 the following proviso: "Provided, That all drain proceedings now pending in Clare and Isabella counties, in which contracts for construction of drains have not already been let, shall stand suspended, and nothing further shall be done regarding the same until the board of supervisors of said last mentioned county shall have taken action, under the provisions of this section, in the first instance."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.



By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
Senate bill No. 101, entitled

A bill to reincorporate the City of Coldwater, and to repeal Act No. 250 of the Laws of 1873, entitled "An act to revise the charter of the City of Coldwater, being amendatory of an act entitled 'An act to incorporate the City of Coldwater,' approved February 28, 1861, as amended by the several acts amendatory thereof," approved April 17, 1873, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all other acts or parts of acts inconsistent with the provisions of this act;

With the following amendment thereto:

By inserting after the title an enacting clause as follows: 'The People of the State of Michigan enact:'

Recommend that the amendment be concurred in, and that when so amended the bill pass.

A. J. DOHERTY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Jones	Mr. Moriarty	Mr. Sheldon	
Baird	Kane	Peek	Smith	
Brown	Linsley	Russell	Traver	
Cook	MacKay	Seeley	Yeomans	
Doherty	Martindale			18

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 3:10 o'clock p. m.

The executive session closed, the time being 3:20 o'clock p. m.

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until 9 o'clock a. m. tomorrow.

The motion prevailed.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 83, entitled

A bill to provide for the creation and election of a board of county auditors for the County of Washtenaw, and to define its powers and duties and determine the compensation thereof, and to provide for the punishment for the violation of the same, and to repeal Act No. 545 of the local acts of 1903, and all other acts and parts of acts in anywise contravening the provisions of this act;

And to inform the Senate that in the passage of the bill the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Peek moved to reconsider the vote by which the Senate on January 26 ordered the above named bill to take effect March 10, 1905.

The motion prevailed.

The question being on the motion that the bill be ordered to take effect March 10, 1905,

The motion did not prevail, two-thirds of all the Senators-elect not voting therefor.

Mr. Peek moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 43.

Resolved by the House (the Senate concurring), That when the Legislature adjourns Friday, February 10, it stand adjourned until Wednesday, February 15, at 9 o'clock p. m.;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

Mr. Ashley moved that the Senate take a recess until 3:45 o'clock p. m.  
The motion prevailed.

AFTER RECESS.

3:45 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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Mr. Peek asked and obtained leave of absence for himself from tomorrow's session.

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Mr. Ashley moved that the Senate adjourn.  
The motion prevailed, the time being 3:50 o'clock p. m.  
The President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

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## EIGHTEENTH DAY.

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Lansing, February 10, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Doherty, Jones, Moriarty, Rumer, Russell, Sheldon, Smith, Yeomans—12.

The following Senators were absent with leave: Messrs. Brown, Curtis, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Kane, MacKay, Mills, Moffatt, Peek, Van Akin, Woodman—16.

The following Senators were absent without leave: Messrs. Linsley, Martindale, Seeley, Traver—4.

The President announced that there was not a quorum of the Senate present.

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Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The President declared the Senate adjourned until Wednesday, February 15, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## NINETEENTH DAY.

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Lansing, February 15, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. B. Silcox, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yoemans, President pro tem.—29.

The following Senator was absent with leave: Mr. Moffatt.

The following Senators were absent without leave: Messrs. Curtis and Heine—2.

Mr. Woodman moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 15, 1905.

To the President of the Senate:

Sir—I hereby nominate Samuel T. Douglas, of Detroit, Wayne county, as member of the Board of Health of the city of Detroit, for the term of four years, from and after March 1, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, February 13, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 27 (enrolled No. 6), being

An act to amend section 1 of an act entitled "An act to provide for the incorporation of mutual insurance companies to insure against cyclones, wind storms and tornadoes, defining their powers and duties," the same being section 7353 of the Compiled Laws of 1897.

Very respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read :

Executive Office,  
Lansing, February 15, 1905.

To the President of the Senate :

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 86 (enrolled No. 7), being

An act to amend title 17 of Act No. 442 of the Local Acts of 1901, entitled "An act to reincorporate the city of Menominee, to provide for the election and appointment of officers therein, and to repeal Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' and to repeal Act No. 281 of the Local Acts of 1891, entitled 'An act to revise and amend the charter of the City of Menominee,' being Act No. 228 of the Local Acts of 1883, entitled 'An act to incorporate the City of Menominee,' approved April 9, 1891, and all amendments thereto," approved May 22, 1901.

Also :

Senate bill No. 94 (enrolled No. 8), being

An act to provide by direct vote in the county of Wayne for nominations at primary elections of candidates of political parties for election to public offices; and also for the election of party committees; to regulate and protect such primary elections, and to punish offenses committed thereat; to provide for counting and canvassing the votes cast thereat; to provide for the placing of candidates' names upon election ballots; and to repeal Act No. 292 of the Local Acts of 1903.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Peek moved to take from the table

Senate bill No. 83, entitled

A bill to provide for the creation and election of a Board of County Auditors for the county of Washtenaw, and to define its powers and duties and determine the compensation thereof, and to provide for the punishment for the violation of the same, and to repeal Act No. 545 of the Local Acts of 1903, and all other acts and parts of acts in anywise contravening the provisions of this act.

The motion prevailed.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

#### PRESENTATION OF PETITIONS.

No. 13. By Mr. Kane: Resolutions of Fremont Grange, No. 494, asking for the passage of a bill that shall prohibit the shooting of quail for a period of five years.

Referred to the Committee on Gaming Interests.

No. 14. By Mr. Kane: Petition of Mr. J. R. Knon, of Big Rapids, asking for the passage of a bill amending the general game laws.

Referred to the Committee on Gaming Interests.

No. 15. By Mr. Moriarty: Petition of the Salisbury Methodist Church of Ishpeming, asking for the passage of a bill to amend the liquor laws.

Referred to the Committee on Liquor Traffic.

No. 16. By Mr. Moriarty: Resolutions of the Board of Supervisors of Marquette County, asking for the passage of a bill to amend the general game laws.

Referred to the Committee on Gaming Interests.

No. 17. By Mr. Moriarty: Resolutions of the Iron County Farmers' Institute, asking for the passage of a bill that shall provide for the appointment of a member, who is a resident of the Upper Peninsula, on the State Board of Agriculture.

Referred to the Committee on Agricultural Interests.

No. 18. By Mr. Moriarty: Resolutions of the Board of Supervisors of Baraga County, asking for the passage of a bill to amend the general game laws.

Referred to the Committee on Gaming Interests.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 101, entitled

A bill to reincorporate the City of Coldwater, and to repeal Act No. 250 of the laws of 1873, entitled "An act to revise the charter of the City of Coldwater, being amendatory of an act entitled 'An act to incorporate



the City of Coldwater,' approved February 28, 1861, as amended by the several acts amendatory thereof," approved April 17, 1873, as revised and amended by the several acts revisionary and amendatory thereof, and to repeal all other acts or parts of acts inconsistent with the provisions of this act;

And to inform the Senate that in the passage of the bill the House has concurred, and has also ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Linsley moved that the bill be laid on the table.  
The motion prevailed.

The following message from the House was also received and read :

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 168, entitled

A bill to authorize an issue of bonds by the Township of Pointe aux Barques, in the County of Huron, to enable said township to acquire and carry forward desirable public improvements;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read :

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 174, entitled

A bill to amend Act No. 49 of the Public Acts of 1875, entitled "An act to provide for a municipal court in the City of Grand Rapids, to be called 'The Superior Court of Grand Rapids,' approved March 24, 1875, as amended and revised by Act No. 147 of the Public Acts of 1877, approved May 19, 1877," by adding a section thereto, to be known as section 30;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
 February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 137, entitled

A bill to authorize and empower school district No. 2 of the Township of Clinton, Lenawee County, to borrow a sum of money not exceeding \$15,000 in excess of the maximum amount now allowed by law, for the purpose of purchasing a schoolhouse site, building a schoolhouse and equipping and furnishing the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and, pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			29

#### NAYS.

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The title was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 27, entitled

A bill to detach certain territory from the Townships of Baldwin and Escanaba, in the County of Delta, and to organize such territory into the Township of Cornell;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 103, entitled

A bill to repeal Act No. 415 of the Local Acts of 1895, entitled "An act to organize the Township of Union, in the County of Grand Traverse, into a single school district, under the unit system";

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 199, entitled

A bill to amend section 3 of chapter 2, section 4 of chapter 4 and section 15 of chapter 6 of an act entitled "An act to revise the charter of the City of Negaunee, in Marquette County, being amendatory of an act

entitled 'An act to incorporate the City of Negaunee, in Marquette County,' approved April 11, 1873," approved March 27, 1891, and the acts amendatory thereof, and to repeal all acts or parts of acts inconsistent therewith, and to add one new section to stand and be known as section 3 of chapter 4, and to add one new chapter to stand and be known as chapter 14.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and, pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			29

#### NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 February 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 39 (file No. 7), entitled

A bill to detach certain territory from the Township of China, in the County of St. Clair, and attach the same to the Township of East China, in said county;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
February 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 44.

Whereas, The people of the State of Michigan and their representatives here in Legislature assembled are most heartily in favor of the settlement of differences between nations by a resort to arbitration; and

Whereas, The agreement, commonly known as The Hague Convention, signed on July 29, 1899, establishes a permanent court of arbitration, but does not make obligatory the submission of controversies thereto by the signatory parties; and

Whereas, During the year just past, in further execution of the purpose of said convention, a series of treaties has been signed and ratified by the principal states of Europe, agreeing that "differences of a judicial order, or relative to the interpretation of existing treaties between the two contracting parties, which may arise, and which it may not have been possible to settle by diplomacy, shall be submitted to the permanent court of arbitration established by the convention of July 29, 1899, at The Hague, on condition, however, that neither the vital interests nor the independence or honor of the two contracting states, nor the interests of any state other than the two contracting states are involved"; and

Whereas, The President of the United States has recently entered into treaties with a number of foreign states, the language and purport of which are identical with the provision above recited; and

Whereas, The said treaties have been submitted to the Senate of the United States with a view of receiving its advice and consent, as required by the Constitution, and are now under consideration by that body; and

Whereas, We, the Senate and House of Representatives of the State of Michigan, are of the opinion that the said treaties provide a safe and honorable method of adjusting certain international differences and will strengthen and give further effect to the provisions of the said Hague Convention;

Resolved, therefore, by the House (the Senate concurring) That we cordially endorse the principle of the said treaties and hereby most earnestly express our desire and hope that the same may receive the assent of the Senate; and

Resolved further, That a copy of these resolutions be transmitted to the Senators from this State in Congress, with a request that the same be presented by them to the consideration of the Senate;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution, Mr. Brown moved that the resolution be referred to the Committee on State Affairs.

The motion prevailed.

#### NOTICES.

Mr. Smith gave notice that at some future day he would ask leave to introduce

A bill to amend section 12 of act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations."

#### INTRODUCTION OF BILLS.

Mr. Sheldon introduced

Senate bill No. 113, entitled

A bill making appropriations for the current expenses and building and special purposes for the Michigan College of Mines at Houghton, for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on College of Mines.

Mr. Sheldon introduced

Senate bill No. 114, entitled

A bill to prohibit the use of cigarettes in the State of Michigan.

Mr. Sheldon moved that the bill be referred to the Committee on Liquor Traffic.

The motion did not prevail.

Mr. Baird moved that the bill be referred to the Committee on Public Health.

The motion prevailed and the bill was so referred.

Mr. Doherty introduced

Senate bill No. 115, entitled

A bill to provide for the reimbursement of circuit judges for their actual expenses incurred by them in holding court in counties other than in the county where they reside.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Woodman introduced  
Senate bill No. 116, entitled

A bill to authorize the Township of South Haven, in the County of Van Buren and State of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the City of South Haven, in Van Buren County, State of Michigan.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Woodman introduced  
Senate bill No. 117, entitled

A bill to authorize the Township of South Haven, in the County of Van Buren and State of Michigan, to borrow money and issue its bonds therefor for the purpose of purchasing a site within the corporate limits of the City of South Haven, in the County of Van Buren and State of Michigan, and for the erection thereon of a building to be used for the transacting of all the business of said township.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. MacKay, previous notice having been given and leave being granted, introduced

Senate bill No. 118, entitled

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Ashley introduced  
Senate Joint resolution No. 119, entitled

Joint resolution proposing an amendment to section 3 of article 4 of the Constitution of the State of Michigan, relative to the House of Representatives of the Legislature of this State.

The joint resolution was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Jenks introduced  
Senate bill No. 120, entitled

A bill to incorporate the City of Crosswell, in the County of Sanilac, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the Village of Crosswell.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Cropsey introduced  
Senate bill No. 121, entitled

A bill for the preservation of game birds and animals, and to prevent the reckless wounding, maiming or crippling of the same.



The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

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Mr. Smith moved that the Senate take a recess for ten minutes and that ex-Senator W. W. Potter of Hastings be invited to address the Senate.

The motion prevailed.

The President pro tem. appointed Senators Smith and Woodman to escort Mr. Potter to the chair.

**AFTER RECESS.**

9:30 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

**GENERAL ORDER.**

The motion prevailed.

The President pro tem. called Mr. Moriarty to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 29 (file No. 21), entitled

A bill to amend section 14 of chapter 9 of Act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto";

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

M. H. MORIARTY,  
Chairman.

The report was accepted.

Mr. Moriarty moved that the Senate concur in the amendments made to the bill in the report.

The motion prevailed, and the bill was placed on the order of Third Reading of Bills.

**THIRD READING OF BILLS.**

Senate bill No. 29 (file No. 21), entitled

A bill to amend section 14 of chapter 9 of Act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled "An act to provide for the



construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto";

Was read a third time, and, pending the taking of the vote on the passage thereof,

Mr. Cook moved to amend the bill by inserting in line 32 of section 14, after the word "Isabella," the word "Shiawassee."

The amendment was received, a majority of all the Senators-elect voting therefor.

The amendment was then adopted.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			29

NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The Secretary submitted the following report:

Lansing, Mich., February 15, 1905.

To the President of the Senate:

Sir:

Senate bill No. 94 (enrolled No. 8);

Also:

Senate bill No. 91 (enrolled No. 9);

Have been printed, and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,

Secretary of the Senate.

Mr. Brown moved that the Senate adjourn.

The motion prevailed, the time being 10:15 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## TWENTIETH DAY.

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Lansing, February 16, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. J. B. Silcox of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—31.

The following Senator was absent with leave: Mr. Moffatt.

### MOTIONS AND RESOLUTIONS.

Mr. Smith moved that the Senate take a recess for ten minutes and that ex-Senator Philip T. Colgrove, of Hastings, be invited to address the Senate.

The motion prevailed.

The President pro tem. appointed Senators Brown and Cropsey to escort Mr. Colgrove to the chair.

### AFTER RECESS.

2:10 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the regular order of business.

### PRESENTATION OF PETITIONS.

No. 19. By Mr. Fyfe: Resolutions of the Grand Rapids Academy of Medicine, protesting against the passage of Senate bill No. 31 in relation to the State Board of Health.

Referred to the Committee on Public Health.

No. 20. By Mr. Linsley: Petition of James McCoy and 157 other citizens of Mendon, asking for the passage of a bill that shall provide for the abolishment of the State Tax Commission.

Referred to the Committee on Taxation.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 118, entitled

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order without printing.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Richmond & Backus Co.....	\$11 00
Rex B. Clark & Co.....	4 00
Simons Dry Goods Co.....	22 60
Secretary of the Senate .....	9 80
Richmond & Backus Co.....	58 50
Robinson Drug Co.....	11 70
	<hr/>
	\$117 60

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 87, entitled

A bill to enable the qualified electors of school district No. 1 of the City and Township of Kalamazoo, Kalamazoo County, Michigan, to borrow money and to issue the bonds of said district for the same, for the purpose of paying for a school house site, the erection of school and library buildings, and for the purposes of securing and providing for the location and construction of a State Normal School in said district, in order to save the expense to the district of constructing, equipping and maintaining a training school building; and to make valid the vote had

at the special meeting of said school district on the 19th day of October, 1903, to issue bonds for such purposes to the amount of \$70,000, and to make valid the bonds issued under said vote;

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	31

#### NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Labor Interests:

The Committee on Labor Interests report

Senate bill No. 109, entitled

A bill to provide for the establishing and maintaining of free employment bureaus;

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 236, entitled

A bill to provide for the formation of school districts in the Township of Clark, in the County of Mackinac;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and, pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Russell	Yeomans
Doherty	Kane	Seeley	President pro tem
Ely	Linsley		30

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 197, entitled

A bill to authorize the Village of Red Jacket, in the County of Houghton, and State of Michigan, to borrow money for the purpose of paving the streets of said village, and making other street improvements therein, and to issue bonds therefor;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and, pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Mills	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Russell	Yeomans
Ely	Linsley	Seeley	President pro tem
Farr			29

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

## NOTICES.

Mr. Jones gave notice that at some future day he would ask leave to introduce

A bill amending the charter of the City of Marine City.

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Mr. Rumer moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed.

## AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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The Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 116, entitled

A bill to authorize the Township of South Haven, in the County of

Van Buren and State of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the City of South Haven, in Van Buren County, State of Michigan;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	Presidentprotem
Ely			29

#### NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 55, entitled

A bill to legalize an ordinance and the action of the common council of the City of St. Clair in passing an ordinance granting C. H. Lord, his successors and assigns a gas franchise for the period of thirty years;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order without printing.

By the Committee on Executive Business:

The Committee on Executive Business, to whom was referred the following nomination to office by the Governor:

Samuel T. Douglas, of Detroit, Wayne County, as member of the Board of Health of the City of Detroit, for the term of four years, from and after March 1, 1905;

Respectfully report that they have had the same under consideration, and recommend that the Senate advise and consent to the said nomination to office.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended and that Samuel T. Douglas be confirmed in open session.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Senate then advised and consented to the said nomination to office by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley		30

## NAYS.

0

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 93, entitled

A bill to authorize the City of Detroit to borrow money and to issue bonds therefor, for the purpose of erecting and equipping an hospital for the care of contagious diseases in said City of Detroit;

With the recommendation that the bill pass.

JOHN D. MACKAY.

Acting Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## INTRODUCTION OF BILLS.

Mr. Peek introduced

Senate joint resolution No. 122, entitled

Joint resolution directing the Board of State Auditors to investigate and examine claims of Jabez H. Fountain and William Hammond.

The Joint resolution was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Brown introduced

Senate bill No. 123, entitled

A bill to regulate the sales, transfers and assignments of stocks of goods, merchandise and fixtures, in bulk.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

Mr. Brown introduced

Senate joint resolution No. 124, entitled

Joint resolution authorizing the trustees of the First Freewill Baptist Church and Society of Lansing to convey certain real estate in the City of Lansing.



The joint resolution was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

Mr. Baird introduced

Senate bill No. 125, entitled

A bill to amend section 3 of Act No. 237 of the Public Acts of 1881, entitled "An act to authorize and regulate within this State the business of plate glass, accident, live stock, steam boiler and fidelity insurance, and to repeal Acts Nos. 42 and 72 of the Session Laws of 1877, as amended by Act No. 190 of the Public Acts of 1901."

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Baird introduced

Senate bill No. 126, entitled

A bill to amend section 2 of Act No. 84 of the Public Acts of 1901, entitled "An act to require the procuring of certificates of authority in this State by all agents of insurance companies doing business within this State."

The bill was read a first and second time by its title and referred to the Committee on Insurance.

Mr. Curtis introduced

Senate bill No. 127, entitled

A bill defining the power and authority of the board of commissioners of the Mackinac Island State Park; to authorize and empower it to make, publish and enforce rules and regulations for the care, order and preservation thereof, and to repeal all acts or parts of acts inconsistent with or contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Curtis introduced

Senate bill No. 128, entitled

A bill making appropriations for the State Board of Fish Commissioners for current expenses and for building and special purposes for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Doherty introduced

Senate bill No. 129, entitled

A bill to amend section 3 of chapter 51 of the Compiled Laws of 1897 of the State of Michigan, entitled "An act to require the Commissioner of the State Land Office to give public notice of the restoration of reserved or forfeited land to market."

The bill was read a first and second time by its title and referred to the Committee on State Lands.

Mr. Doherty introduced

Senate bill No. 130, entitled

A bill to constitute the president of the Village of Harrisville ex-officio member of the Board of Supervisors of Alcona County.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Jones introduced

Senate bill No. 131, entitled

A bill to provide for the employment and compensation of a stenographer in the Probate Court for the County of St. Clair, and in the Justice or Police Court of the City of Port Huron, St. Clair County.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Traver introduced

Senate bill No. 132, entitled

A bill to amend section 11 of Act No. 217 of the Public Acts of 1901, entitled "An act to revise and amend the laws for the protection of game and birds."

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Traver introduced

Senate bill No. 133, entitled

A bill to amend section 3 of Act No. 313 of the Local Acts of 1903, entitled "An act to authorize school district No. 4 of the Township of Ecorse, County of Wayne, and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used in the erection of a school building or school buildings in said district, and furnishing the same, and in the purchase of a site or sites therefor."

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Traver introduced

Senate bill No. 134, entitled

A bill to legalize and make valid certain school district bonds issued by school district No. 4, Ecorse Township, Wayne County, on the 20th day of October, 1904.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Traver introduced

Senate bill No. 135, entitled

A bill to legalize and make valid certain school district refunding bonds issued by school district No. 4, Ecorse Township, Wayne County, on the 20th day of October, 1904.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Smith introduced  
Senate bill No. 136, entitled

A bill to amend section 21 of Act No. 113 of the Session Laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, being compiler's section 7011 of the Compiled Laws of 1897, as amended by Act No. 233 of the Public Acts of 1903.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Heine introduced  
Senate bill No. 137, entitled

A bill to regulate the issuing, sale, distribution and redemption of trading-stamps, discounts, coupons, tickets, checks and other similar devices.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Van Akin (by request) introduced  
Senate bill No. 138, entitled

A bill to prevent trespassing upon railroad property.

The bill was read a first and second time by its title and referred to the Committee on Railroads.

Mr. Yeomans introduced  
Senate bill No. 139, entitled

A bill to provide for townships to own and control cemeteries, and to extend and enlarge cemeteries already established, and to provide for a way and approach thereto, and to condemn land therefor, and to repeal all acts or parts of acts inconsistent herewith.

The bill was read a first and second time by its title, and, on motion of Mr. Linsley, was referred to the Committee on Federal Relations.

Mr. MacKay introduced  
Senate bill No. 140, entitled

A bill to amend section 29 of chapter 154 of the Revised Statutes of 1846, entitled "Of offenses against property," as amended, said section being section 11565 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Cook introduced  
Senate bill No. 141, entitled

A bill to provide for the registration of land titles and transfer of the same, making the title as registered incontestable after two years from date of final registration decree, providing an indemnity fund from which persons may be reimbursed from the mistakes and misfeasance of officials acting hereunder, and also providing for the submission of this act to the voters of the respective counties before it shall become operative therein.

The bill was read a first and second time by its title and referred to the committee on Counties and Townships.

Mr. Cook introduced

Senate bill No. 142, entitled

A bill to provide for the imprisonment of female persons in Michigan Reformatory.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

Mr. Cook introduced

Senate bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the County of Shiawassee, and providing for the disposition of the fees received by such officers.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Jenks introduced

Senate bill No. 144, entitled

A bill to provide for the publication of volumes 10 and 11 of the reports of the Board of Geological Survey, to make an appropriation therefor for the fiscal year ending June 30, 1906, and to provide a tax to meet the same, and also to provide for the publication of the annual reports of said board.

The bill was read a first and second time by its title and referred to the Committee on Printing.

Mr. Jenks introduced

Senate bill No. 145, entitled.

A bill to amend section 14 of Act 44 of the Public Acts of 1899, as amended by Act No. 225 of the Public Acts of 1903, entitled "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the State of Michigan, and to repeal Act No. 122 of the Session Laws of 1889, approved May 31, 1889, Act No. 20 of the Session Laws of 1889, approved March 19, 1889," and all other laws or parts of laws contravening or inconsistent with this act.

The bill was read a first and second time by its title and referred to the Committee on Printing.

Mr. Jenks introduced

Senate bill No. 146, entitled

A bill providing for a biological survey of the State.

The bill was read a first and second time by its title and referred to the Committee on Geological Survey.

Mr. Jenks introduced

Senate bill No. 147, entitled

A bill providing for the extension of the work of the State Board of Geological Survey.

The bill was read a first and second time by its title and referred to the Committee on Geological Survey.

Mr. Jenks introduced

Senate bill No. 148, entitled

A bill providing for the extension of the work of the State Board of Geological Survey and making an appropriation to meet the expenses thereof.

The bill was read a first and second time by its title and referred to the Committee on Geological Survey.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 36, entitled

A bill to amend Act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this State";

With the following amendment thereto:

By striking out of line 6 of section 29 the words "not less than four feet from," and inserting in lieu thereof the words "within four feet of";

Recommend that the amendment be concurred in and that, when so amended, the bill be referred to the Committee on Finance and Appropriations.

JOHN D. MACKEY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. MacKay moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed, and the bill was so referred.

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Mr. Moriarty moved that the Senate adjourn.

The motion did not prevail.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 16, 1905.

To the President of the Senate:

Sir—I hereby nominate J. Rollin Johnson, of Lapeer, Lapeer County, as member of the Board of Control of the Michigan Home for the Feeble Minded and Epileptic, for the term of six years, from and after February 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Doherty moved that the rules be suspended and that J. Rollin Johnson be confirmed in open session.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Senate then advised and consented to the said nomination to office by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Jenks	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			29

NAYS.

0

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Brown moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, February 20, at 9 o'clock p. m.

The motion prevailed.

Mr. Brown moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Fyfe to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 118, entitled

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897.

Also:

Senate bill No. 55, entitled

A bill to legalize an ordinance and the action of the common council of the City of St. Clair in passing an ordinance granting C. H. Lord, his successors and assigns, a gas franchise for the period of thirty years.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

ANDREW FYFE,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

Senate bill No. 118, entitled

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	MacKay		30

#### NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 55, entitled

A bill to legalize an ordinance and the action of the common council of the City of St. Clair in passing an ordinance granting C. H. Lord, his successors and assigns, a gas franchise for the period of thirty years;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Saeley	President pro tem
Ely	MacKay		30

## NAYS.

0

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The Secretary submitted the following report:

Lansing, Mich., February 16, 1905.

To the President of the Senate:

Sir—

Senate bill No. 83 (enrolled No. 10)

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Fyfe moved that the Senate adjourn.

The motion prevailed, the time being 4 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## TWENTY-FIRST DAY.

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Lansing, February 17, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Moffatt.

The following Senator was absent without leave: Mr. MacKay.

Mr. Cropsey moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary respectfully requests that Senate Joint Resolution No. 103, entitled

Joint Resolution proposing amendments to sections 1 and 38 of article 4 and sections 13 and 14 of article 15 of the Constitution of Michigan, to vest the legislative powers as to local self-government in the electors and common council of the City of Detroit, County of Wayne;

Be printed for the use of the committee.

W. E. BROWN,  
Chairman.

The question being on complying with the request of the committee,

The request was granted and the joint resolution was ordered printed for the use of the committee.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 151, entitled

A bill to create a board of public works for the Village of Harbor Springs, Michigan, and to define its powers and duties, and to repeal all laws in conflict therewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives,

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Heine	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely			29

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 205, entitled

A bill to amend section 6 of Act No. 546 of the Local Acts of 1903, entitled "An act to amend sections 3, 5 and 6 of Act No. 346 of the Local Acts of 1897, entitled 'An act to incorporate the public schools in the City of Ironwood, in the County of Gogebic, and to repeal all acts and parts of acts inconsistent therewith,'" and to add three new sections thereto, to stand and be known as sections 3a, 3b and 3c;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very Respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Sheldon
Baird	Farr	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Rumer	Woodman
Curtis	Jones	Russell	Yeomans
Doherty	Kane	Seeley	President pro tem
			28

NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 185, entitled

A bill to empower and authorize the board of supervisors of Iosco County to purchase certain lands of the Iosco County Agricultural Society and others, for an agricultural county park, and authorizing Iosco County Agricultural Society to sell and convey certain lands for the purpose of paying its debts;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Sheldon
Balrd	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Curtis	Jenks	Rumer	Yeomans
Doherty	Jones	Russell	President pro tem
Ely	Kane	Seeley	27

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be laid on the table.

The motion prevailed.

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

House bill No. 55, entitled

A bill to provide for three voting precincts in the Township of Harris, in the County of Menominee;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Seeley
Baird	Farr	Linsley	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Mills	Traver
Cropsey	Heine	Moriarty	Van Akin
Curtis	Jenks	Rumer	Yeomans
Doherty	Jones	Russell	President dro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

## INTRODUCTION OF BILLS.

Mr. Smith introduced

Senate bill No. 149, entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Fyfe introduced

Senate bill No. 150, entitled

A bill to authorize the Circuit Court for the County of Kent, the Superior Court of Grand Rapids, the Police Court of the City of Grand Rapids, and the justices of the peace of the County of Kent to defer or suspend sentence upon female offenders conditionally in certain cases.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Fyfe introduced

Senate bill No. 151, entitled

A bill to amend section 1 of Act No. 266 of the Public Acts of 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of surety companies qualified to act as such, and the releases of such surety; and the safe depositing of assets from which such surety may be liable, and to the charging of fiduciaries of the expense of procuring sureties, and repealing all acts in conflict therewith," as amended by Act No. 106 of the Public Acts of

1897, the same being compiler's section 5196 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Smith, previous notice having been given and leave being granted, introduced

Senate bill No. 152, entitled

A bill to amend section 12 of Act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations."

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Smith introduced

Senate bill No. 153, entitled

A bill to repeal section 3 of Act No. 128 of the Public Acts of 1855, entitled "An act to prevent the issue and sale of fraudulent stock by incorporated companies," as amended by Act No. 35 of the Public Acts of 1903.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Baird introduced

Senate bill No. 154, entitled

A bill to amend sections 34, 37 and 39 of Act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this State," approved June 17, 1887, and the acts amendatory thereof, and as amended by Act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Jones introduced

Senate bill No. 155, entitled

A bill to amend section 144 of Act No. 206 of the Laws of 1893, being "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal Act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act," as added by Act 97 of the Public Acts of 1899.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Cropsey moved that the Senate take a recess until 9:30 o'clock a. m.

The motion prevailed.

#### AFTER RECESS.

9:30 o'clock a. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 133, entitled

A bill to amend section 3 of Act No. 313 of the Local Acts of 1903, entitled "An act to authorize school district No. 4 of the Township of Ecorse, County of Wayne and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used in the erection of a school building or school buildings in said district, and furnishing the same, and in the purchase of a site or sites therefor";

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,

Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Russell
Baird	Fyfe	Linsley	Seeley
Brown	Havden	Martindale	Sheldon
Cook	Heine	Mills	Traver
Cropsey	Jenks	Moriarty	Yeomans
Curtis	Jones	Rumer	President pro tem
Ely			25

#### NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.



By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 135, entitled

A bill to legalize and make valid certain school district refunding bonds issued by school district No. 4, Ecorse Township, Wayne County, on the 20th day of October, 1904.

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moriarty	Traver
Cropsey	Jenks	Rumer	Yeomans
Curtis	Jones	Russell	President pro tem
Ely	Kane		26

NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect:

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 134, entitled

A bill to legalize and make valid certain school district bonds issued by school district No. 4, Ecorse Township, Wayne County, on the 20th day of October, 1904;

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Seeley
Baird	Fyfe	Linsley	Sheldon
Brown	Hayden	Martindale	Smith

Mr. Cook  
Cropsey  
Curtis  
Ely

Mr. Heine  
Jenks  
Jones

Mr. Mills  
Rumer  
Russell

Mr. Traver  
Yeomans  
President pro tem  
25

#### NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

#### NOTICES.

Mr. Fyfe gave notice that at some future day he would ask leave to introduce

A bill to amend sections 34, 37 and 39 of Act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties and regulate the transaction of the business of all such corporations and associations doing business within this State," approved June 17, 1887, and the acts amendatory thereof, and as amended by Act 246 of the Public Acts of 1903, and to repeal all acts or parts of acts inconsistent with the provisions of this act.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Cropsey offered the following resolution:

Senate resolution No. 34.

Whereas, Wednesday, February 22, is the one hundred and seventy-third anniversary of the birth of George Washington, the father of this great and glorious country; and

Whereas, It occurs for the first time in several years that the Legislature of Michigan will be in session on that date; therefore

Resolved, That as a fitting tribute to the memory of the great statesman whose fame and valor are so indelibly written on the pages of this country's history, the hour of 2:30 o'clock p. m. on Wednesday next, be fixed as a special order for exercises which shall be appropriate in character for the occasion, and that the President of the Senate be and he is hereby authorized to appoint a select committee of five members of the Senate, whose duty it shall be to arrange a program of exercises and suitably decorate the Senate Chamber in honor of the day.

The resolution was adopted.

The President pro tem. appointed as such committee Messrs. Cropsey, Brown, Smith, Rumer, Fyfe.

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Mr. Linsley moved. that the Senate adjourn.

The motion prevailed, the time being 10:15 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, February 20, at 9 o'clock p. m.

ELBERT V. CHILSON.  
Secretary of the Senate.

## TWENTY-SECOND DAY.

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Lansing, February 20, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans.—27.

The following Senators were absent without leave: Messrs. Ashley, Doherty, Glasgow, Mills, Van Akin.—5.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., February 20, 1905.

To the President of the Senate:

Sir—

Senate bill No. 39 (file No. 7, enrolled No. 12) ;

Also :

Senate bill No. 87 (enrolled No. 14) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 169, entitled

A bill to amend section 1 of act No. 23 of the Public Acts of 1893, as amended by act No. 98 of the session laws of 1903, entitled "An act to prohibit the taking, catching or destruction of fish in Raisin river of this state;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 211, entitled

A bill to authorize the board of supervisors of the county of Luce to transfer surplus moneys from the bond fund of said county to other funds.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 104 (file No. 25), entitled

A bill to amend sections 3, 4, 5 and 6 of act number 241 of the Public Acts of 1903, entitled "An act for the establishment of county normal training classes and for the maintenance and control of the same.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Education and Public Schools.

The following message from the House was also received and read :

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 8 (file No. 19), entitled

A bill making an appropriation for the Western State Normal School for the fiscal year ending June thirty, nineteen hundred five, to meet a deficiency in the current expense appropriation for the fiscal year ending June thirty, nineteen hundred five, and to provide a tax for the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Normal School at Kalamazoo.

The following message from the House was also received and read :

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 1 (file No. 27), entitled

A bill to amend sections 1 and 2 of Act No. 39 of the Public Acts of 1895, entitled "An act to amend sections 1 to 8, inclusive, and to repeal sections 9 to 28, inclusive, of an act entitled 'An act for the winding up of mining and manufacturing corporations whose charters have expired,' being Act No. 262 of the laws of 1889, approved July 5, 1889, as amended by Act No. 137 of the laws of 1891, approved June 16, 1891, and to substitute in the place of said repealed sections, other sections to be numbered 9 to 22," approved March 26, 1895, being consecutive sections 7083 and 7084 of the Compiled Laws of Michigan of the year 1897.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Brown	Hayden	Martindale	Sheldon	
Cook	Heine	Moffatt	Smith	
Cropsey	Jenks	Moriarty	Traver	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		27

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 171 (file No. 28), entitled

A bill to amend section No. 29 of Act No. 183 of the Public Acts of 1897, being compiler's section No. 391 of the compiled laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 190, entitled

A bill permitting the catching and taking of herring in certain waters of Lake Superior until July 15, 1905;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Woodman moved that the rules be suspended, and that the bill be placed upon its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Brown	Hayden	Martindale	Sheldon	
Cook	Heine	Moffatt	Smith	
Cropsey	Jenks	Moriarty	Traver	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		27

## NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 188 (file No. 30), entitled

A bill to prohibit the maintenance of saloons or other places in which intoxicating liquors are sold, and to prohibit keeping for sale, selling or furnishing intoxicating liquors within two miles of any United States government work being prosecuted for the improvement of the St. Mary's River.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Liquor Traffic.



The following message from the House was also received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 87, entitled

A bill to enable the qualified electors of School District No. 1 of the city and township of Kalamazoo, Kalamazoo county, Michigan, to borrow money and to issue the bonds of said district for the same for the purpose of paying for a schoolhouse site, the erection of school and library buildings, and for the purpose of securing and providing for the location and construction of a State Normal School in said district in order to save the expense to the district of constructing, equipping and maintaining a training school building; and to make valid the vote had at the special meeting of said school district on the 19th day of October, 1903, to issue bonds for such purposes to the amount of \$70,000, and to make valid the bonds issued under said vote.

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
February 17, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 10 (file No. 3), entitled

A bill in relation to the use of preservatives in food products;

And to inform the Senate that in the passage of the bill, the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

## INTRODUCTION OF BILLS.

Mr. Fyfe, previous notice having been given and leave being granted, introduced

Senate Bill No. 156, entitled

A bill to amend sections thirty-four, thirty-seven and thirty-nine of act number one hundred eighty-seven of the Public Acts of eighteen hundred eighty-seven, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state", approved June 17, 1887, and the acts amendatory thereof, and as amended by act number two hundred forty-six of the Public Acts of nineteen hundred three, and to repeal all acts and parts of acts inconsistent with the provisions of this act.

The bill was read a first and second time by its title and referred to the committee on Insurance

Mr. Brown introduced

Senate bill No. 157, entitled

A bill to amend section one hundred forty-six of chapter twenty-nine of the Compiled Laws of eighteen hundred ninety-seven, relating to appeals to the supreme court from the circuit courts in chancery, the same being compiler's section five hundred and fifty-two.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Farr introduced

Senate bill No. 158, entitled

A bill to amend section one of chapter eight, of act number one hundred sixty-four of the Public Acts of eighteen hundred eighty-one, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act", being section four thousand seven hundred twenty-eight of the Compiled Laws of eighteen hundred ninety-seven.

The bill was read a first and second time by its title and referred to the committee on Education and Public Schools.

Mr. Farr introduced

Senate bill No. 159, entitled

A bill to amend section four of act number 53 of the Public Acts of 1901, entitled "An act for the organization of Corporate Congregational churches.

The bill was read a first and second time by its title and referred to the committee on Religious and Benevolent Societies.

Mr. Traver introduced

Senate bill No. 160, entitled

A bill to establish a State Board of Game Commissioners and to define their powers and duties.

The bill was read a first and second time by its title and referred to the committee on Gaming Interest.

Mr. Heine introduced  
Senate Joint Resolution No. 161, entitled  
Joint Resolution to provide for the relief of Smith Brothers & Company, a corporation.

The Joint Resolution was read a first and second time by its title and referred to the committee on Banks and Corporations.

Mr. MacKay introduced  
Senate bill No. 162, entitled  
A bill making appropriations for the purchase of books and other material for the Michigan State Library, and books and equipments for the Michigan traveling libraries for the fiscal years ending June 30th, 1906 and June 30th, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the committee on State Library.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Cropsey to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 93 (file No. 22) entitled

A bill to authorize the city of Detroit to borrow money and to issue bonds therefor, for the purpose of erecting and equipping an hospital for the care of contagious diseases in said city of Detroit.

Also:

Senate bill No. 109 (file No. 23) entitled

A bill to provide for the establishing and maintaining of Free Employment Bureaus.

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JESSE R. CROPSEY,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

Senate bill No. 93 (file No. 22) entitled

A bill to authorize the city of Detroit to borrow money and to issue bonds therefor, for the purpose of erecting and equipping an hospital for the care of contagious diseases in said city of Detroit.

Pending the third reading of the bill,

Mr. Moriarty moved that the Senate adjourn.

The motion did not prevail.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Brown	Hayden	Martindale	Sheldon	
Cook	Heine	Moffatt	Smith	
Cropsey	Jenks	Moriarty	Traver	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		27

**NAYS.**

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Baird moved that the Senate adjourn.

The motion prevailed, the time being 9:30 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## TWENTY-THIRD DAY.

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Lansing, February 21, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. E. M. Lake of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans—30

The following Senators were absent without leave: Messrs. Mills, Van Akin—2

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Mr. Moriarty asked and obtained leave of absence for Mr. Mills until March 1, because of sickness in Mr. Mills' family.

Mr. Doherty asked and obtained leave of absence for Mr. Van Akin for the balance of the week, because of sickness.

Messrs. Hayden and Woodman asked and obtained leave of absence for themselves from Thursday's session.

Messrs. Cook and Rumer asked and obtained leave of absence for themselves from Thursday and Friday's sessions.

### MOTIONS AND RESOLUTIONS.

Mr. Cropsey moved to reconsider the vote by which the Senate on February 17, set the hour of 2:30 o'clock p. m. as a special order for the observance of Washington's birthday.

The motion prevailed.

Mr. Cropsey moved that the hour for the special order for tomorrow be fixed at 2 o'clock p. m.

The motion prevailed.

Mr. Linsley offered the following resolution:

Senate Resolution No. 35

Resolved, That the committee on Taxation be instructed to ascertain and report to the Senate at an early date, in how many and in what counties of the state the Tax Commission, by its deputies or otherwise, have revised the assessments made by the supervisors during the last two years, and that they report the number of revisions for each year, and in how many and in what counties the assessments were raised by the Commission, and in what counties, if any, the assessment was reduced; and that they further ascertain and report what counties the Tax Commission has carefully and fully gone over and what counties are yet to be gone over; also what the average rate of increase of valuation has been in each county so far examined.

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 21. By Mr. Rumer: Petition of F. H. Rankin and 110 other citizens of Flint, protesting against the passage of a bill which would permit killing of fish by means of spearing or dynamite in Long Lake, Genesee county.

Referred to the committee on Gaming Interests.

No. 22. By Mr. Jenks: Petition of the supervisors of Huron and Sanilac counties protesting against the passage of any bill changing the boundaries of the 24th Judicial Circuit.

Referred to the committee on Judiciary.

No. 23. By Mr. Doherty: Petition of Frank L. Pringle, Secretary of the Gun Club of Gladwin, asking for certain amendments to the general game laws.

Referred to the committee on Gaming Interests.

No. 24. By Mr. Curtis: Petition of N. L. Gates and 70 other citizens of Petoskey on the same subject.

Same reference.

No. 25. By Mr. Woodman: Petition of 100 deer hunters of Allegan, Berrien, Cass and Van Buren counties on the same subject.

Same reference.

No. 26. By Mr. Cook: Petition of the Federation of Womens' Clubs of Lansing asking for the passage of the bill to prohibit the sale of cigarettes.

Referred to the committee on Public Health.

No. 27. By Mr. Rumer: Petition of Rev. N. E. Musser and 78 other citizens of Davison on the same subject.

Same reference.

No. 28. By Mr. Cook: Petition of L. B. McArthur and 436 other citizens of Ingham county in favor of the passage of a bill to provide for a separate prison for women.

Referred to the committee on Religious and Benevolent Societies.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages, report

House Bill No. 211, entitled

A bill to authorize the Board of Supervisors of the county of Luce to transfer surplus moneys from the bond fund of said county to other funds;

With the recommendation that it be referred to the Committee on Counties and Townships.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the recommendation of the committee that the bill be referred to the committee on Counties and Townships.

The motion prevailed and the bill was so referred.

By the Committee on Cities and Vilages:

The Committee on Cities and Villages, report

Senate Bill No. 120, entitled

A bill to incorporate the city of Croswell, in the county of Sanilac, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Croswell;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Glasgow  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Smith  
Traver  
Woodman  
Yeomans

28

## NAYS.

0

The title was agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of the Senators elect voting therefor, and the bill was ordered to take immediate effect.



By the Committee on State Library:

The Committee on State Library, report

Senate Bill No. 162, entitled

A bill making appropriations for the purchase of books and other material for the Michigan State Library, and books and equipments for the Michigan traveling libraries for the fiscal years ending June 30th, 1906, and June 30th, 1907, and to provide a tax to meet the same.

With the recommendation that it be referred to the committee on Finance and Appropriations.

JOHN D. MACKAY,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the Senate concur in the recommendation of the committee that the bill be referred to the committee on Finance and Appropriations.

The motion prevailed, and the bill was so referred.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations respectfully requests that Senate Bill No. 53, entitled

A bill to provide for the incorporation of associations for loaning money on personal property, and to forbid certain loans of money on property or credit;

Be printed for the use of the committee.

WM. L. CURTIS,  
Chairman.

The question being on complying with the request of the committee.

The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations, report

Senate Bill No. 149, entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of Corporations for the purpose of owning, maintaining and improving lands and other property kept for the purpose of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being section 7618 to 7638, inclusive, of the Compiled Laws of 1897.

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations, report

Senate Bill No. 154, entitled

A bill to amend sections 34, 37 and 39 of act No. 187 of the Public Acts 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the

powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state," approved June 17, 1887, and the acts amendatory thereof, and as amended by act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations, report

Senate Bill No. 90, entitled

A bill to amend section 3 of act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations, report

Senate Bill No. 136, entitled

A bill to amend section 21 of act No. 113 of the Session Laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral, coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, being compiler's section 7011 of the Compiled Laws of 1897, as amended by act No. 233 of the Public Acts of 1903;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Judiciary:

The Committee on Judiciary, report

House Bill No. 174, entitled

A bill to amend Act No. 49 of the Public Acts of 1875, entitled "An act to provide for a municipal court in the city of Grand Rapids, to be called 'The Superior Court of Grand Rapids,' approved March 24, 1875, as amended and revised by Act No. 147 of the Public Acts of 1877, ap-

proved May 19, 1877," by adding a section thereto, to be known as section 30;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Russell	
Baird	Glasgow	MacKay	Seeley	
Brown	Hayden	Martindale	Sheldon	
Cook	Heine	Moffatt	Smith	
Cropsey	Jenks	Moriarty	Traver	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr				29

#### NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary, report

Senate Bill No. 157, entitled

A bill to amend section one hundred forty-six of chapter twenty-nine of the Compiled Laws of eighteen hundred ninety-seven, relating to appeals to the supreme court from the circuit courts in chancery, the same being compiler's section five hundred fifty-two;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order without printing.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate Bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of the fees received by such officers;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed a majority of all the senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Sheldon	
Cook	Hayden	Moffatt	Smith	
Cropsey	Heine	Moriarty	Traver	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane			30
				0

## NAYS.

The title was agreed to.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate Bill No. 92, entitled

A bill to amend section 6 of act 316 of the Local Acts of the state of Michigan for the year 1903, entitled "An act to organize the township of Pointe Aux Barques in the county of Huron," approved March 12, 1903;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Jones	Mr. Rumer	
Baird	Farr	Kane	Russell	
Brown	Fyfe	Linsley	Seeley	
Cook	Glasgow	MacKay	Sheldon	
Cropsey	Hayden	Martindale	Smith	
Curtis	Heine	Moffatt	Traver	
Doherty	Jenks	Moriarty	Yeomans	
				28
				0

## NAYS.

The title was agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed.

## AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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The Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Cropsey offered the following resolution:  
Senate Resolution No. 36.

Resolved, That a cordial invitation be extended to the members of the House of Representatives, to attend and participate in the exercises to be held in the Senate Chamber tomorrow afternoon at 2 o'clock, in observance of the one hundred and seventy-third anniversary of the birth of George Washington.

The resolution was adopted.

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By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools respectfully requests that Senate Bill No. 110, entitled

A bill to amend section 4 of Act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act, being Section 4811 of the Compiled Laws of 1897;

Be printed for the use of the committee.

FREDERICK C. MARTINDALE,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report  
Senate Joint Resolution No. 124, entitled

Joint Resolution authorizing the trustees of the First Freewill Baptist

church and society of Lansing to convey certain real estate in the City of Lansing;

With the following amendment thereto:

By inserting in line 7 of the Joint Resolution after the word "society" the words "their successors and assigns."

Recommended that the amendment be concurred in, and that when so amended the Joint Resolution pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the Senate concur in the amendment made to the Joint Resolution by the committee.

The motion prevailed.

Mr. Brown moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	Mackay	Seeley	
Brown	Glasgow	Martindale	Sheldon	
Cook	Hayden	Moffatt	Smith	
Cropsey	Heine	Moriarty	Traver	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane			30

#### NAYS.

0

The title was agreed to.

Mr. Brown moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 108, entitled

A bill authorizing certain cities within this State to license and tax the trading stamp business, and defining the same.

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 125, entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1881,

entitled "An act to authorize and regulate within this State the business of plate glass, accident, live stock, steam boiler and fidelity insurance, and to repeal Acts Nos. 42 and 72 of the Session Laws of 1877, as amended by act No. 190 of the Public Acts of 1901;"

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 81, entitled

A bill to provide for the safety of persons residing in apartment houses, tenement houses and other buildings more than three stories high above the ground;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 127, entitled

A bill defining the power and authority of the board of commissioners of the Mackinac Island State Park; to authorize and empower it to make, publish and enforce rules and regulations for the care, order and preservation thereof, and to repeal all acts or parts of acts inconsistent with or contravening the provisions of this act;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 137, entitled

A bill to regulate the issuing, sale, distribution and redemption of trading-stamps, discounts, coupons, tickets, checks and other similar devices;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate Bill No. 34, entitled

A bill to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read :

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 299, entitled

A bill to authorize the city of Greenville to raise money for building a court house therein for the county of Montcalm, and to authorize said city to issue bonds and provide for the payment thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed. a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashlev	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Moffatt	Smith
Cropsey	Heine	Moriarty	Traver
Curtis	Jenks	Peek	Woodman
Doherty	Jones	Rumer	Yeomans
Ely	Kane		

30  
0

NAYS.

The title was agreed to.



Mr. Yeomans moved that the bill be ordered to take immediate effect. The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 302, entitled

A bill to detach certain territory from the township of Germfask and from the township of Doyle in the county of Schoolcraft, state of Michigan, and to organize such territory into a separate township, to be known as the township of Mueller.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Sheldon	
Cook	Hayden	Moffatt	Smith	
Cropsey	Heine	Moriarty	Traver	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane			30

#### NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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The President laid before the Senate the following communication and invitation:

House of Representatives,  
Lansing, February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to inform you that by resolution adopted yesterday the House extends a cordial invitation to the members of the Senate to participate in exercises in observance of Washington's birthday, to be held in the Hall of Representatives at 2 o'clock tomorrow afternoon.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The invitation being before the Senate,

Mr. Brown offered the following resolution:

Senate Resolution No. 37

Resolved, That the Senate acknowledges receipt of the very cordial invitation of the House to join with them in appropriate exercises for the observance of Washington's birthday, and

Be it further resolved, That the Secretary of the Senate be instructed to inform the House that the Senate has arranged a program for the same purpose at the same hour, and very cordially renews their invitation to the House, to join with them in the Senate Chamber, and

Be it further resolved, That the Secretary be instructed to extend a cordial invitation to the Governor, State Officers, and the members of the Supreme Court, to be present at the ceremonies.

The resolution was adopted.

#### INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 163, entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor.

The bill was read a first and second time by its title and referred to the committee on State Affairs.

Mr. Fyfe introduced

Senate bill No. 164, entitled

A bill to amend section eight of act number one hundred ninety-six of the Public Acts of nineteen hundred three, entitled "An act to create a commission and define its duties and powers and make an appropriation of money for the purpose of making an exhibit of the various manufactures and products of the State of Michigan at the Louisiana Purchase Exhibition at St. Louis, Missouri, in the year nineteen hundred four, and to provide a tax to meet same," approved June tenth, nineteen hundred three.

The bill was read a first and second time by its title and referred to the committee on State Affairs.

Mr. Sheldon introduced

Senate bill No. 165, entitled

A bill authorizing the appointment of a commission to ascertain and

exactly determine the position of Michigan's troops at the battle of Shiloh, providing for the erection of suitable monuments and markers, and making an appropriation to pay for such monuments and markers, and the necessary expenses of the members of the commission.

The bill was read a first and second time by its title and referred to the committee on Military Affairs.

Mr. Baird introduced

Senate bill No. 166, entitled

A bill to provide funds for the propagation and protection of birds and game by licensing hunters.

The bill was read a first and second time by its title and referred to the committee on Gaming Interests.

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Mr. Sheldon asked and obtained leave of absence for himself from Friday's session.

Mr. Sheldon asked and obtained leave of absence for the committee on State Asylum from Thursday's session.

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By unanimous consent the Senate took up the order of

#### THIRD READING OF BILLS.

Senate bill No. 109 (file No. 23), entitled

A bill to provide for the establishing and maintaining of Free Employment Bureaus.

Pending the third reading of the bill

Mr. MacKay moved that the bill be referred to the committee on Finance and Appropriations.

The motion prevailed, and the bill was so referred.

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The Secretary submitted the following report:

Lansing, Mich., February 21, 1905.

To the President of the Senate:

Sir—

Senate bill No. 10 (file No. 3, enrolled No. 13);

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Smith moved that the Senate adjourn.

The motion prevailed, the time being 3:45 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## TWENTY-FOURTH DAY.

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Lansing, February 22, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment, and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Yeomans—28.

The following Senators were absent with leave: Messrs. Mills, Van Akin—2.

The following Senators were absent without leave: Messrs. Heine, Woodman—2.

Mr. Doherty moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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The President announced that the hour had arrived for the special order, and laid before the Senate the following:

Senate resolution No. 34.

Whereas, Wednesday, February 22, is the one hundred and seventy-third anniversary of the birth of George Washington, the father of this great and glorious country and;

Whereas, It occurs for the first time in several years that the Legislature of Michigan will be in session on that date; therefore,

Resolved, That as a fitting tribute to the memory of the great statesman whose fame and valor are so indelibly written on the pages of this country's history, the hour of 2 o'clock p. m. on Wednesday next, be fixed as a special order for exercises which shall be appropriate in character for the occasion, and that the President of the Senate be and he is hereby authorized to appoint a select committee of five members of the Senate, whose duty it shall be to arrange a program of exercises and suitably decorate the Senate chamber in honor of the day.

The resolution was adopted.

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Mr. Brown moved that the Senate resolve itself into the committee of the whole on the

## SPECIAL ORDER.

The motion prevailed.

The President called Mr. Cropsey to the chair.

The Senate having met pursuant to Senate resolution No. 34, in observance of the one hundred seventy-third anniversary of the birth of George Washington, the following program was submitted and executed:

## PROGRAM.

1. Devotional Exercises, Rev. W. P. French, Pastor of Central M. E. Church of Lansing.
2. Music, Orchestra, Michigan School for the Blind.
3. Address, Hon. Russell C. Ostrander, Judge of the Supreme Court.
4. Solo, "Sword of Bunker Hill." Hon. Huntley Russell, Senator, Seventeenth District.  
Accompanist, Mr. Winfred Murphy.
5. Address, Hon. Charles Smith, Dean of the Senate.
6. Solo, selected, Clarence Dack, Industrial School for Boys.
7. Address, Hon. Wm. E. Brown, Senator, Twenty-first District.
8. Music, Quartette, Michigan School for the Blind.
9. Address, Hon. John D. MacKay, Senator, Second District.
10. Solo, selected, Mrs. Maude LaRose Sheldon.  
Accompanist, Miss Lena Bassett.
11. Address, Hon. Andrew Fyfe, Senator, Sixteenth District.
12. Callisthenic Drill, Industrial School for Boys.
13. Solo, "Rock of Ages." *Remick*, Senator Fyfe.  
Accompanist, Mr. Winfred Murphy.
14. Address, Hon. J. F. Rumer, Senator, Thirteenth District.
15. Address, Hon. Cassius L. Glasgow, Senator, Fifteenth District.
16. Music, Band, Industrial School for Boys.
17. Address, Hon. M. H. Moriarty, Senator, Thirty-first District.
18. Music, "Recessional," Orchestra, Michigan School for the Blind.

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Judge Ostrander spoke as follows:

Mr. Chairman, Members of the Senate, Ladies and Gentlemen:

It is for me neither to write nor to rehearse the history of a man whose memory every intelligent citizen cherishes, to whose achievements this august body pays, today, public tribute and respect.

The day after knowledge of the death of Washington was received in the Congress of the United States, Mr. John Marshall, in introducing into the House certain resolutions, said of him:

"However the public confidence may change, and the public affections fluctuate with respect to others, with respect to him, they have, in war and in peace, in public and in private life, been as steady as his own firm mind, and as constant as his own exalted virtue."

The address which the Senate sent to the President upon the same occasion concluded as follows:

"Let his countrymen consecrate the memory of the heroic General.

the patriotic Statesman and the virtuous Sage. Let them teach their children never to forget that the fruits of his labors and his example are their inheritance."

If any one should think that these expressions were the extravagance of eulogy, the kindness of contemporaries in the face of death, it is to be said that they have since been many times repeated, by men of clear perceptions and unbiased judgment.

Prof. Bryce, whose study of the American commonwealth is not superficial, who had proper historical retrospect, and whose comparisons of men and measures of the beginning of the nineteenth century is judicial in its tone, wrote this:

"Washington stands alone and unapproachable, like a snowpeak rising above its fellows into the clear air of morning, with a dignity, constancy, and purity which have made him the ideal type of civic virtue to succeeding generations.

"No greater benefit could have befallen the republic than to have such a type set from the first before the eye and mind of the people."

For more than one hundred and five years, fathers and mothers of this country have so taught their children, so you and I first learned to do him reverence, so we have taught our sons and daughters.

If this man is in any way your ideal, if your conception of him is of a man and not a myth, if, as your presence here attests, you appreciate this great character, it must be true that in some degree his influence has, during all these years, shaped ideas of proper citizenship in the republic.

Washington was a soldier. The game of war is scientific and its rules change. He was a statesman. Statesmanship, in action, addresses itself to the questions of the hour. Patriotism is a continuing virtue; it is the religion of politics, always potent, indispensable to a free people, the human feeling which demanded and sustains liberty. And the lasting, potential impression, it seems to me, left by this great man, comes from, grows out of, the example he set of civic responsibility and of civic duty.

Behind us is only a little more than one hundred years of national life. The founders of this government sought the just balance of law and liberty. They asserted that governments derive their just powers from the consent of the governed.

The essential principle of the social democracy is the individual right of opportunity. Democracy in government means the very opposite of monopoly of power. Its care is the individual, whom it exalts but upon whom it imposes duties. It says that all men are equal before the law. Equal to do the best they can, equal to exert all their powers, equal at the ballot box, equal in the courts, carrying no unequal weight imposed or sanctioned by law.

If a citizen, or any number of citizens, surrender any principle of democracy, for any reason, then is government by the people threatened. If the privilege of opportunity is threatened, then is the danger great.

The beginning of the new century found a mighty tide in the affairs of men which we call commercialism. It began with the use of the steam engine, and has grown with the wonderful development and use of machinery. Commercialism exploits money and men in masses. It is essentially centralizing and monopolistic. It has given us the great



corporation, in which thousands of shareholders have some interest, the affairs of which are managed by a few men or by one man.

Out of the same system have come the labor unions, which deal with the mass and not the man, and, with them, the man or men potential to move the mass this way or that. So great have these organizations become, so powerful, that, as business is now carried on, the apathy or anger of either capital or labor affects the whole nation. Both are effective for good and for harm, largely because of centralization of the powers of each. Each has monopolized avenues along which formerly the citizen of this country freely walked, seeking his opportunity.

Every surrender of liberty by the individual, except the surrender be to law which he helps to make, is a violation of the essential principle of democracy. All warfare carried on within the state between organized commercial forces means harm to the non-combatant and to the state.

Our brief history has, apparently, demonstrated the sanity of majorities, the safety of popular government. Perpetuation of our institutions is not threatened from without. If there is danger, it is because we, the people, are drifting away from democratic ideals.

Upon the facts, I neither accuse nor defend men or methods. I call your attention to the proposition that the commercial spirit is the spirit of profit, not of patriotism; of credit, not honor; of individual gain, not national prosperity.

I submit that at no period in our history has there been greater opportunity for patriotic action, greater necessity for that unselfish, intelligent, individual performance of duty to the state and to our neighbors, which Washington practiced.

It is because this duty has been so well performed that each generation of Americans has met and solved the problems which conditions imposed. It is because it will still be performed that the problems of today will be met and solved, as well. There are yet men who believe, what was always true, that the political party which conserves the benefits of the past, is radical in redressing present evils, and strives for results beneficial to the future and all the people of the future, is sure to be glorified by the results obtained. The sense of official responsibility which has been ascribed to Washington has not been lost.

Sincerity and high purpose belong not less to the last than they did to the first President of the United States. In my judgment, no American has ever had higher ideals of citizenship or of individual or official responsibility than has Theodore Roosevelt. Men such as these needed and need only patriotic support. Patriotism is not an emotion; it is love of country made manifest in works; it is devotion to liberty—not our own liberty alone, but our neighbor's also. It is an every day affair, an affair of thought, of conscience, of civic effort.

Young and old alike, the world over, make mental pictures of patriotic achievement. As they are constituted, so does one or other of them best satisfy the imagination and the heart. If to the mind inflamed by warm and rapid heart beats by memories of great deeds, there seems most glory in the picture framed in rolling wreaths of powder smoke, in flame and cheers and blood, there is yet another moving, compelling, and, in its majesty, awful picture which should be always in the vision of the freeman. It is framed in green fields and homesteads, in factory

smoke and ringing bells of schools and churches, in ordered public and private lives, in good laws administered in honesty and high purpose, in God's sunlight of peace. And the center of this picture is the figure, watchful, thoughtful, intelligent, liberty-loving, with clear eye, healthy body and brain, wearing no collar or brand of mental or physical slavery, breathing deeply the pure air of freedom, crowned by the diadem his own hands have fashioned, patriot and heir of patriots, the work of ages of peace and of strife, the unit of government by the people, the American citizen.

This picture has not come by chance. It has been six thousand years in painting. It can be preserved only by watchful care. Let us today renew our fidelity to free institutions, our faith in the people, and our purpose to each perform our civic duties in such way that by no unworthy act of ours, by no instance of civic cowardice or shame, by no bartering of our birthright, shall the example which Washington gave be lost or the government which Washington helped to establish perish.

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Mr. Smith spoke as follows:

Mr. Chairman, Ladies and Gentlemen—and Boys:

If a pebble be dropped into the placid waters of the ocean, it creates a ripple, a series of concentric circles which flow onward and outward, and which investigation shows exert an influence through all the seas.

The character and services of Washington at the formative period of our nation, his generalship, his statesmanship and leadership, his prudence, his judgment, his courage, and his devotion to the patriotic cause of self-government and to the truth that all men are endowed with the inalienable rights of life, liberty and the pursuits of happiness, and his constant, determined, never-flagging purpose of securing a closer, enduring and indestructible union of states; these created ripples in the body politic, in the affairs of our nation, in the welfare of its citizens, which are still veritable waves of progress bearing forward throughout the world the priceless heritage of republican government, of individual liberty and individual responsibility. We realize it in the welfare of the nation, in the virtue and integrity of the people and in the education and morality of our citizens. We feel it in that material progress which a righteous government has made possible, and indeed has created in all branches of human endeavor. Manufactures, agriculture, mining, trade, finance, transportation,—all have outstripped the world. The unfolding of the sciences and scientific invention are the envy of all lands, the fine arts, painting and music are the pride of our people. The nations of the world vie with each other in admiration of American diplomacy. They point with approval and astonishment to the sympathetic, christian uplift of the Cuban people, of our just and generous treatment of Spain and her soldiers. To the magnificent development of the institutions of civilization, education, advancement and commercialism in the Philippine Islands and that famous open door of stupendous old China. These blessings of government all came to us through the services and character of Washington. Through his young manhood, during the Indian and frontier conflicts. Came to us through his invincible conduct of military campaigns from Boston to Yorktown. From his wise council during that trying, uncertain period from Yorktown to the

constitution, and from his commanding influence in forming and adopting that indispensable instrument, and they came to us from his wonderful executive ability and diplomacy in controlling warring factions and in guiding the young ship of state for eight years over untried seas of political life, and they came to us, too, because of that glorious example of American citizenship when in retirement at Mt. Vernon. All of these attributes and these services of Washington are the foundation on which rests and which will uphold our expanding institutions so long as our halting feet shall follow the glorious example of his pure and strenuous life.

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Mr. Brown spoke as follows:

Mr. Chairman, Members of the Senate, Ladies and Gentlemen:

George Washington was the ideal as well as the most practical of citizens. He possessed more great qualities, more good qualities of citizenship and statesmanship than any of his successors. It may be said of him by some historians that he was slow in his conclusions, but those who make that statement forget that America then was but a tiny speck as a nation among the nations of the world, and it required mature judgment and careful preparation and thought that every act done should be done for the best interests of the people he represented. We must not forget that one of his magnificent successors in the twinkling of the eye and the snapping of the finger brought into being another nation, but must look back to the time when right must prevail because it was right and not because it was might. We must all bear in mind that while Washington possessed the qualities that made him known as a deliberate, considerate, careful, mature man, we must not judge him by what might have occurred had he been a citizen of today. His conclusions might have been quick, perfect, and might have redounded to the glorious welfare of his country. I feel that Washington is to us more of the ideal because his spirit has become so thoroughly imbued in our institutions and are even a part of us. No man, no child, no woman can be a truly good citizen of this country without having absorbed some of the magnificent qualities possessed in such perfection by Washington. The spirit of Washington comes to us like the beautiful sentiment of the transmigration of the soul. It was said of Washington by another great American: "His clear understanding was never perverted by passion nor corrupted by the pride of theory." Washington matured within the man. Every act was taken after deliberate and careful consideration, because he saw the consequences of improper decision, deciding not for that day, but for time immemorial.

One of his peculiar characteristics in another direction is spoken of by Bancroft: "His hand was liberal, giving quietly and without observation, as though he was ashamed of being discovered in doing good." Unostentatious was every act of his. He never played to the galleries nor the grand stand, but performed his functions as if he always realized that the welfare of his country was at stake. In this connection Bancroft further said of him: "He loved fame, the approval of coming generations, the good opinion of his fellow men of his own time, and he desired to make his conduct coincide with his wishes; but not fear of censure, not the prospect of applause could tempt him to swerve from

rectitude, and the praise which he coveted was the sympathy of that moral sentiment which exists in every human breast and goes forth only to the welcome of virtue." Washington's life may be truly described as unselfish, wholly and absolutely unselfish. The transmission of that spirit of unselfishness may be the very corner stone upon which the perpetuity of the nation rests. In these days the individual and corrupt greed upon the one side as against the mob of two thousand years ago who cried "Crucify Him! Crucify Him!" we have this magnificent spirit of Washington to guide us safely through.

Selfishness has been the ruination of all nations preceding us:

"Voices are crying from the dust of Tyre,  
From Baalbec and the stones of Babylon—  
We raised our pillars from self-desire,  
And have perished from the gaze of the sun.

Eternity was on the pyramid,  
And immortality on Greece and Rome;  
But in them all the ancient traitor hid,  
And so they tottered like unstable foam.

There was no substance in their soaring hopes;  
The voice of Thebes is now a desert cry;  
A spider bars the road with filmy ropes  
Where once the feet of Carthage thundered by.

A bittern booms where once fair Helen laughed;  
A thistle nods where once the forum poured;  
A lizard lifts and listens on a shaft  
Where once of old the Colosseum roared.

No house can stand, no kingdom can endure  
Built on the crumbling rock of Self-Desire  
Nothing is Living Stone, nothing is sure,  
That is not whitened in the Social Fire."

So I believe that as the American people have absorbed the spirit of Washington, his unselfishness, devotion to country and patriotism this nation will reach on and on until a thousand years from now.

"Amid the world's convulsions, and the ghastly wrecks of time.  
While empires rise in splendor and are conquered and o'er thrown,  
And cities crumble into dust their very sites unknown;  
Beneath the sunny smiles of peace, the threatening frown of strife,  
America has stood unmoved, with age renewed her life.

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Mr. MacKay spoke as follows:

Members of the Senate. Ladies and Gentlemen:

On Saturday last I found on my desk a note signed by a member of this body, advising me that I was down for a five-minute speech on Washington, and that failure to comply meant death—and a reference to the letter-head convinced me that the form of death would be being referred to the committee on Federal Relations. Tears came to my eyes as I thought of going to that committee without hope of return, and to escape that fate I am here. But my five minutes—is it for the protection of Washington or of you?

Be that as it may, I feel towards this committee on arrangements as

did the old Scotchman towards his enemy with whom he had been persuaded to become reconciled when on his death bed, and as they shook hands he said, "Remember Donald, gin I get better a' this gangs for naething."

Words of mine can add nothing to the name or fame of George Washington; nothing that you nor I may do or may say can enhance his renown; but it is in grateful remembrance of what he was and what he did for us that we are gathered here today to pay tribute to one who in his life was the admiration and wonder of the civilized world; and who, dead, is its idol.

No true estimate can be made of Washington's character, that did not exhaust language of its tributes and repeat virtue by her every name. No estimate can now be made of his achievements that does not unfold the history of our country and its glorious institutions. Guizot has said that "Washington did the two greatest things that in politics it is permitted to man to attempt. He maintained by peace the independence of this country, which he had conquered by war. He founded a free government in the name of the principles of order and by re-establishing their sway."

He was the richest man in America, the largest slaveowner of his time, the first citizen of the Colonies, an aristocrat in the best and highest sense of the term. He could have risen to any position in the gift of the Colonies or Great Britain; yet he stood for the preservation of law and order and pledged his life and fortune for the principles which, in his judgment, safeguarded the rights and liberties of his country.

He changed mankind's ideas of political greatness. For how could the world of his time understand one so far above the love of position and power that he put aside a crown that was his for the taking. And perhaps in this golden age we can understand the surprise created in England when Washington at first refused to accept a salary for his services as president—being willing to be reimbursed for his actual expenses only, a paltry \$65,000, for the eight years. This was indeed a marvelous man, who fought and toiled for his country without expectation or desire of reward. And this was the keynote of his character—his pure unselfishness.

Search history if you will and find a man who did so much for his country and who expected and accepted so little.

The world believes with Edward Everett that he was "the greatest of good men and the best of great men." It will always feel for him with Eschine, "an awful reverence." And after this lapse of time we can still say with Alexander Hamilton, that "the voice of praise would in vain endeavor to exalt a name unrivaled in the lists of true glory."

He was such a man, that today, as we are gathered here to do him reverence, we do not think of him as a conquering hero, not as a man of blood and iron, not as one of the greatest soldiers of all time, for he was all these; not as one of the greatest of statesmen and diplomats, for he was this; not as the first citizen of any age or land, for no one has ever questioned that title; but we love best to think of him as the kind, loving and unselfish father who watched over and cared for this glorious land of ours as tenderly and unselfishly as did ever father for his children.



And now we can but say with the immortal Lincoln that "Washington is the mightiest name of earth. Long since mightiest in the cause of civil liberty; still mightiest in moral reformation. On that name no eulogy is expected. It cannot be. To add brightness to the sun, or glory to the name of Washington is alike impossible. Let none attempt it. In solemn awe pronounce the name, and in its naked, deathless splendor leave it shining on."

For this was indeed,

"A soul supreme, in each hard instance tried,  
Above all pain, all passion and all pride,  
The rage of power, the blast of public breath,  
The love of lucre, and the fear of death."

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Mr Fyfe spoke as follows:

Members of the Senate. Ladies and Gentlemen:

In common with millions of our countrymen we meet today to pay sincere and grateful tribute to one whose name is more honored than that of any other American—George Washington.

The tribute embodied in the resolutions of Congress at the time of his death—"First in war, first in peace and first in the hearts of his countrymen," is as true today as it was then. Men like Washington do not belong to any time; they are the possession of the ages.

Some historians would tell us that Washington showed no strong indications of what is usually considered greatness. If he was not great, where then may we look for greatness? It is well known that his education was but elementary and quite defective; that his spelling, grammar and rhetoric were deficient. Measured by such minor standards perhaps he was not great. Yet, measured by character, by the essentials, —will-power, self reliance, frankness, candor, truthfulness and integrity, he stands, even among most of the great men of our country, as a giant among pigmies. Whether in the Continental Congress, or commanding the army of the United Colonies, or performing the duties of the high office of the first President of our grand republic, Washington was ever intrepid, faithful and vigilant in the performance of his duty. *Like the immortal Lincoln, he grew in greatness as the opportunities for greatness were thrust upon him*—as his responsibilities acquired magnitude. He met every situation with a determination to be master of it to the full measure of his ability. No one man has played a more important part in the political history of the world than he. It was his rare fortune to come into public affairs at a time when monarchy was sowing the seeds of its own decay, and when the sentiment against unjust taxation was developing in our colonies.

The day was at hand when the American colonies were to summon the man on the powder wagon to action, that he might blaze the way for coming liberty. In the midst of the inevitable conflict between the forces of repression and liberty in this country, Providence sent us a leader who made possible the grandest republic in the history of the world. At least a portion of mankind showed itself capable of self-government, which capacity has asserted itself since in many lands. Even now that same beacon light of democracy is illuminating the dark places of darkest Russia, and lending hope and encouragement to the

distressed and oppressed of all lands. The conflict between right and might must go on so long as that freedom for which America stands shall be denied to any people. The struggle cannot end until man is conceded the right of self-government the world over. When that time comes all mankind will join with us in reverently observing the birthday of Washington.

As we are gathered here today let us not forget that in observing Washington's birthday we not only pay tribute to him as a great man, but to one by whose sagacity this republican government was successfully installed. And let us remember that it was because of such men that we passed safely through the most critical period in American history and won for ourselves as a nation blessings which in the same measure are enjoyed nowhere else in the world.

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Mr. Rumer spoke as follows:

Members of the Senate, Ladies and Gentlemen:

Interwoven into the warp and woof of the unwritten laws that sway and direct the destinies of mankind, and determine the future of the nation, is this one principle, this one truth: That when a crisis comes in the history of a people, whenever their welfare demands a radical revolution in the existing conditions of affairs, then these powers seem to be working in unison and produce the man for the occasion. When in the gradual changing of the world's condition this hour arises, it would seem that the mills of the Gods have been busy grinding, grinding to produce the leader; to furnish that sublime personality, ready to step into the arena, fitted for the great undertaking before him, and at this time history is made that shall last while time endures. Then comes the man that the old speak of with pride and the young emulate and pattern their lives after. Sometimes these revolutions are peaceful, but too often the price is paid in the best blood of the people, whose wrongs and wrongs and oppressions have been growing until the limit of endurance is finally reached, and patience ceases. Wrongs must be redressed; shackles have been worn until the galls and wounds that have become unbearable must be broken, and manhood asserts itself and demands a share of that condition that is typified in the principle that was old when the pyramids were builded; that unwritten law that declares that there shall be a universal brotherhood of man, or law laid down by the man from Galilee; those words terrible in their terseness; sublime in their adaptability to all races and conditions of man. When the chains of slavery have chafed and festered until life becomes a burden, then the Providence that guides the destinies of nations brings forth a leader whose ability as an organizer, whose character as a citizen, whose private life and public acts have entitled him to respect and love, and when the hour of action comes, then comes the man. One or two in a century is all we ever get. They serve a purpose for which a wise Providence created them. Under their guidance order comes out of chaos. The rights of humanity are established on a firmer basis and a great stride upward has been made by the children of men. They have leaped over centuries of oppression and wrong and misrule and the earth is made better for all time through their effort. This has been the written or unwritten history of the earth since the days when in the stone but

or stone cavern the savage man, armed with his stone ax, left his mate and her young and went forth to find and kill, that she and they might have food to live, as any other animal does, up to the cultured twentieth century. This has been the decree of the fates, that when the hour was at hand, the man who was to be the leader was ready, possessing the honor, patience and faith, self-sacrifice and devotion that fitted him in the minds of the people for the task, and as a result of this a bright page is slipped into the book of life, a monument is erected along the pathway of time, whose shaft reaching toward high heaven acts as a guide by day and a lamp by night, to encourage and guide others by its beauty; showing that the people have brushed the dust of years from the great book and history has been made that shall endure while time shall last. Showing that more facts have been engraved by the stylus of the world on that great scroll that began to be formed when the universe was builded and which never will cease to be unrolled while time shall last. And at this hour, within the walls of this Chamber, that have echoed to the tread of the foremost men of our beloved state, with the faces of our illustrious dead looking down upon us, we have met to do honor to the name of Washington, a name that shall live in the hearts of our people as long as this nation shall exist, as long as we reverence the deeds of our fathers, as long as the memory of our glorious past shall endure, as long as the hope of an honorable and successful future shall inspire to further effort.

When King George of England in his memorable speech at the opening of Parliament, said that the protests of the colonies were unwarranted attempts to obstruct the commerce of his kingdom, and these protests showed a most daring spirit of resistance and disobedience to his laws, he little thought that he was snapping assunder forever the ties that had bound these colonies to the mother country. When the first Virginian convention met on that never to be forgotten day in St. Johns Church, Richmond, to consider the situation that then confronted them, and we saw that great throng, moved by the matchless eloquence of Patrick Henry, who in burning words that never can be surpassed, recited the wrongs of the colonies, showed them their means of redress, he swayed them by his eloquence and stirred them by his logic; who appealed to them by all they held sacred to act at once before it was too late. Counseled them to defy Lord Dunmore, the King's representative, and throw off forever the tyrannical bonds that had galled and festered so long. The hour for making history had come, and sitting in that church was a stalwart young soldier, whose steel blue eye glittered as he listened to that tale of wrong and oppression, that appeal that sent men out to raise and equip an army for the common defense, the very men who had come into that meeting with the intention of counseling submission to the King. The hour had come and the man was there. Colonel Washington, a Virginian of Virginians, of a family which by education, training and association would be considered averse to any matter savoring of the common people, but who from that hour considered his country's welfare before all else, asked himself these questions: What is my country? Is it the soil on which I tread? Is it the gathering of familiar faces? Is it our luxury, pomp and pride? Nay, more than this, is it power and might and majesty alone? No! Our country is more than this: Our country is the history of our fathers; our country



is the tradition of our mothers; our country is future hope and destiny; our country is greatness, glory, truth and liberty; our country is all this, and my first duty is to her. He never underrated the dangers; on the contrary, Washington knew what war was; he had seen death stalking in grim hideousness on battle fields, had stood before the savage men of the woods and before the trained troops of France, and no man in all that multitude knew better than he what war meant, but he knew there were things more to be dreaded than war, and fear, and doubt, and danger, and blood. He knew that dishonor was worse, he knew that oppression was worse, he knew that the slavery that was then binding them to the chariot wheels of King George was worse. He knew what it meant to have the glory of his beloved land dimmed; to have their women weep and their men blush for shame through generations yet to come if the colonies did not stand for their homes and their rights.

And what a transformation since the day of Washington! Then a narrow strip of land along the east coast of the Atlantic covered by the fields their industry had won from the forest primeval; the towns that their industry had builded; the homes that their industry had established; these were acquired by honest toil and too often suffering, and they felt that no king had a right to oppress them. The sea on one side, what on the other? A vast continent untouched; fertile valleys, mountains rich in hidden wealth, prairies like the ocean for vastness, and all sheltering a foe that could be incited to war against them by the mother country, and they knew it. But the Anglo-Saxon blood showed full and warm in their veins, and England lost forever a possession that today forms a country that has no equal in the universe, and today from the Atlantic to the Pacific, all over this broad land that at the time of the revolt from England's rule was scarcely known in all its vastness. Today at this hour, in every hamlet, in every city, nay I think I can say in every country on earth, some one is telling the story of Washington.

And as I have said, as we stand in this Senate Chamber, rich in the memories of our illustrious predecessors, rich in the traditions of our great state, can we not find a helpful lesson to guide and direct us in what we have heard today of the grand life of the man to whom we have been paying tribute? When the line of demarkation between right and wrong is so dim that we can scarcely discern the difference, when our judgment is not always keen enough to allow us to see plainly just our course, could we have a better rule to guide and direct us than to try to follow the example of Washington?

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Mr. Glasgow spoke as follows:

Mr. Chairman, Members of the Senate, Ladies and Gentlemen:

Many a young man and many a young woman have gone out from the home, crowned with the parental blessing, rich in suggestion and advice. The need for the exercise of great care in the affairs of life has been burned into the mind and heart of the parents while submitting to the forced test in the unfeeling crucible of life's experiences; and they would gladly save those whom they love from results born of inexperience and intemperate action. That advice or caution is so often lightly received, might check them in making the offer did not their memory

of the past and their earnest hope for the future welfare of the loved ones prove an overpowering influence. Such, I presume, were the feelings entertained by Washington regarding the new republic, the idol of his heart and largely the creation of his alert mind and strong arm; and such was his solicitude for the future of his beloved country when he uttered those memorable words of advice embodied in his farewell address, and I ask your attention for a few minutes while we study the records of a century of American history and determine therefrom whether or not as a people we have remembered and followed his advice.

It is something over one hundred years since Washington completed his second term as president and retired for a time from public life. On that retirement he insisted when his countrymen would have gladly continued him in office. Until this expression of Washington's unselfishness it had not been supposed possible for political careers to so end. Poets and dramatists had never conceived them, so truly the human imagination harnessed to the low-rolling car of reality. It was thought that sane and powerful men when opportunity offered would seize and hold power and found dynasties, but Washington had not been reared midst such surroundings nor imbibed such ideas. He was a product of a new world and new conditions and faced them as in part their author. Thus it was that he, more than any of the presidents which have followed him, occupied a position which warranted him in making the statements which he did. He was present at the birth of the first republic, and had been a foremost and conspicuous figure among those who, from the chaos of existing conditions had framed and shaped the destiny of a mighty nation, and out of the great seven years' struggle for the rights and independence of his fellow men he had come the foremost soldier and American of his time. He had done his part in writing the great constitution, which promised to establish a "more perfect union." Not through political party manipulation, but by the unanimous call of an appreciative people was he asked to establish a national government, not along the lines of any government then existing or that had existed, but one which should represent and give expression to the wish, guarantee the rights and protect the interests of all people, whose mingled blood and tears had entered into the purchase price of their new possession. Presidents who have followed have had their way made easier by usage, custom, precedent, but Washington had to create them appropriate to the needs of the hour and the occasion, and the results must be determined so that the republic in its entirety would be worthy of support and prove a blessing to all mankind. It was, therefore, no common event when he delivered that address and no ordinary experience which prompted him to give expression to those words so freighted with wisdom and which expressed the principles that must be adhered to if his countrymen hope for the permanence and continuity of the republic. Have we remembered? Have the expressed hopes and wishes of Washington been realized? Does the republic of today bear testimony to the wisdom of his words that have followed us like a holy benediction through all the years? Were the lives of brave men and noble women of revolutionary days offered upon the altar of this country in vain? Were the trenches at Bunker Hill filled with the noble dead for no good purpose? Did the cries of the starving, half-clad soldiers dying in agony at Valley Forge bring no response from the heaven of justice? The mighty voice of earth's inhabitants now join in praise of

the same spirit more widely applied and, emanating from our central government at Washington exerts a mighty influence for the good and the uplift of humanity in every portion of the civilized world. Washington pleaded for the preservation of the union as a whole, for he believed it to be the main pillar in the edifice of independence. The permanence of the government of a people, by a people, and for a people, was a new and unaccepted proposition in the old world. To the wise ones of other lands our government seemed very unstable and embodied principles that rendered permanence impossible. To them it presented no element of endurance, we had no royal family with vast inherited wealth; we had no established church by which to hold and unify our people; we were a reckless, immoral class, whose dominating influence in life was selfish, personal gain; our chief magistrate was a creature of the hour only to lead us in our unbridled orgy among the social, political and financial possibilities of the new world. What a prophecy! The finger of ridicule and scorn points thereat when we measure up the achievements that history reveals. Where in all the earth has a government or man proven more stable? Where are the interests and the property of the people better protected? Where has the march of progress and civilization carried people so far from the seat of their national government yet kept them in perfect safety? Where does religious tolerance find its fulfillment, and where a more sacred unity of states, forming a government, whose people display greater loyalty, make a more complete sacrifice in time of need, or show greater devotion in the hour of danger. When Washington spoke in Federal Hall, proud old Spain owned a greater portion of this country. For a century the two civilizations have been contending, and recently Spain, humbled, defeated and bankrupt has been dropped from the tax roll of the Western Hemisphere, her home government torn again and again by revolution and internal disorder, and at no time has her throne been free from the fear of seizure or usurpation. France has passed through many humiliating experiences, which history records to her shame and dishonor. Since that day Germany and Austria have become constitutional monarchies, and with the recent wars, not yet ended, the whole political map of Europe has been changed.

During all this time the little republic, over which Washington ruled, and into whose form of government the principles of justice, equal rights, social and political freedom has been woven with such infinite wisdom that few changes have yet been made, has grown larger and stronger, increased in population and wealth and fully demonstrated not only the possibility, but permanence of popular government, and by following the advice of her founder she has by the proper observance of those principles, which constitute her very life and power become the object of envy yet the object of admiration of the entire world. Truly we have remembered.

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Mr. Moriarty spoke as follows:

Mr. Chairman, Ladies and Gentlemen.

A century and a score of years and more have passed, since George Washington lead on to victory a disunited colony, to a united nation. To some it may appear, Mr. Chairman, that the scenes and battles of Washington are too far removed to celebrate the birth of this great

man, but to me it seems fitting at this hour and upon this occasion, to twine about the picture of the father of our country, the flag he helped to design. I will not weary you, Mr. Chairman, with a review of the history of this great man, or recite to you the patriotism of his army, who waged an almost hopeless war against the strongest nation on the face of the earth. Half fed and thinly clad, they won their victory, and it is enough for me to know that upon this soil, we have builded up a nation, the greatest in the world; that we are today enjoying the greatest liberty and happiness of any nation on the globe. As I sat here this afternoon, listening to this program, I thought how willingly we ought to support the public institutions of this state, for, instead of paying tribute to a foreign country, Washington has made it possible for us to build these great educational and eleemosynary institutions, that are such a pride to every citizen of Michigan.

I wish to say, Mr. Chairman, that I would rather be a subject of such a country and a humble citizen of this nation, that Washington saved and helped to make, than to be king of all the nations of Europe and rule over all the peoples of the old world. And so I would a hundred thousand times.

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At the conclusion of the above named program, the committee rose, and, through their chairman, made the following report:

The committee of the whole on the Special Order have carried out the program of exercises promulgated in observance of the one hundred seventy-third anniversary of the birth of George Washington, and recommend that the program be made a part of the official record of the Senate.

JESSE R. CROPSEY,  
Chairman.

The report was accepted and adopted.

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By unanimous consent the Senate took up the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
Lansing, February 22, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to acknowledge receipt of the invitation from the Senate to the members of the House, to participate in the exercises to be held in the Senate chamber this day, February twenty-second, at 2 o'clock p. m., in observance of the anniversary of the birth of George Washington, and to extend to the Senate the thanks of the House for its courteous invitation.

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 4 :40 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## TWENTY-FIFTH DAY.

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Lansing, February 23, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. E. M. Lake, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Doherty, Ely, Farr, Fyfe, Glasgow, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Russell, Seeley, Smith, Yeomans—22.

The following Senators were absent with leave: Messrs. Cook, Hayden, Heine, Mills, Rumer, Sheldon, Van Akin, Woodman—8.

The following Senators were absent without leave: Messrs. Curtis, Traver—2.

Mr. Jones moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Moffatt asked and obtained leave of absence for Mr. Curtis from the balance of this and for next week's sessions.

Messrs. Brown, Jenks, Jones and Smith asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Yeomans asked and obtained leave of absence for the Committee on Home for Feeble Minded from tomorrow's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 21, 1905.

To the President of the Senate,

Sir:—I hereby nominate George C. Wetherbee, of Detroit, Wayne County, as member of the Board of Managers of the Michigan Soldiers' Home, for the term of six years from and after March 1, 1905.

I also nominate E. H. Foote, of Grand Rapids, Kent County, for mem-

ber of the Board of Managers of the Michigan Soldiers' Home, for the term of six years, from and after March 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the committee on Executive Business.

The following message from the Governor was also received and read:

Executive Office.  
Lansing, February 21, 1905.

To the President of the Senate:

Sir:—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 91, (Enrolled No. 9), being

An act relative to applications for the locating and establishing of drains within the county of Isabella.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Kane offered the following resolution:

Senate Resolution No. 38.

Resolved, (by the Senate, the House concurring) That F. C. Hewitt of Osceola county be and he is hereby appointed messenger to the legislative postmaster for the present session of the legislature.

The resolution was adopted.

Mr. Cropsey offered the following resolution:

Senate Resolution No. 39.

Resolved, That the committee on Supplies and Expenses be and are hereby authorized to audit the bills for the expenses necessarily incurred in connection with the services held yesterday in observance of Washington's birthday.

The resolution was adopted.

Mr. Seeley moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Smith moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, February 27, at 9 o'clock p. m.

The motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Constitutional Amendments:

The Committee on Constitutional Amendments report



Senate bill No. 77, entitled

A bill to secure greater publicity concerning proposed amendments to the Constitution;

With the recommendation that the bill pass.

JESSE R. CROPSEY,  
Acting Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 104 (File No. 25), entitled

A bill to amend sections 3, 4, 5 and 6 of Act No. 241 of the Public Acts of 1903, entitled "An act for the establishment of county normal training classes and for the maintenance and control of the same";

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 158, entitled

A bill to amend section 1 of chapter 8 of Act No. 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 4728 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Federal Relations:

The Committee on Federal Relations report

Senate Bill No. 139, entitled

A bill to provide for townships to own and control cemeteries, and to extend and enlarge cemeteries already established, and to provide for a way and approach thereto, and to condemn land therefor, and to repeal all acts or parts of acts inconsistent herewith;

With the recommendation that the bill pass.

JESSE R. CROPSEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

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Senator Traver entered the Senate Chamber and took his seat.



## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 286, entitled

A bill to incorporate the city of Bad Axe in the county of Huron:

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 76, entitled

A bill for the protection of fish in the waters of Otsego Lake, in Otsego county, for a period of ten years, and to regulate the time and manner of taking and catching fish therefrom;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 220, entitled

A bill to provide for three additional aldermen for the city of Mt. Clemens, Macomb county, Michigan, to be known as aldermen at large;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Smith	
Cropsey	Jenks	Moffatt	Traver	
Doherty	Jones	Moriarty	Yeomans	
Ely	Kane	Peek		23

NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 21, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 124, entitled

Joint resolution authorizing the trustees of the First Freewill Baptist Church and Society of Lansing, to convey certain real estate in the city of Lansing;

And to inform the Senate that in the passage of the Joint Resolution, the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

## INTRODUCTION OF BILLS.

Mr. Doherty introduced

Senate bill No. 167, entitled

A bill to amend section 8 of act number 206 of the Public Acts of 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; and to repeal Act number 200 of the Public Acts of 1891 and all other acts and parts of acts in anywise contravening any of the provisions of this act," said section being compiler's section 3831 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Moriarty introduced

Senate bill No. 168, entitled

A bill establishing a lien for supplies furnished and used for the support and maintenance of persons who perform any labor or services in manufacturing lumber or shingles in or about any lumber or shingle mill, or in cutting, skidding, falling, hauling, scaling, banking, driving, running, rafting or booming any logs, timber, cedar posts, telegraph poles, railroad ties, bark, shingle bolts, stave bolts, staves, cord wood, pulp wood, hop poles, hoop poles, veneering wood or any other forest products in this state or in hauling any manufactured forest products from place of manufacture to place where deposited for shipment by railroad or water or to any other place of destination.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Moriarty introduced

Senate bill No. 169, entitled

A bill to provide for the keeping of the accounts of and the deposits of the public moneys of the county of Marquette, to require bonds for the safe keeping of such moneys, and to fix the kind of bond to be furnished in certain cases.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Cropsey introduced

Senate bill No. 170, entitled

A bill to prevent the importation from other states, and the spread within this state, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants, and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, Act number 144 of the Public Acts of 1899, Act number 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

Mr. Yeomans introduced

Senate bill No. 171, entitled

A bill making appropriations for the Industrial School for Boys for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide for a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Industrial School for Boys.

Mr. Martindale introduced

Senate bill No. 172, entitled

A bill to authorize the village of St. Clair Heights, in the county of Wayne, and state of Michigan, to borrow money and issue its bonds therefor, with which to purchase, construct and extend its water mains and install a system of public sewers for said village.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Doherty introduced

Senate bill No. 173, entitled

A bill to incorporate the city of West Branch, in the county of Ogemaw, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of West Branch.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 339, entitled

A bill to authorize the Township of Forest, in the County of Cheboygan, and State of Michigan, to borrow money and issue its bonds therefor, for the purpose of constructing three bridges across the "Black River" in said township, and to provide a tax for the payment of said bonds and the interest thereon;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Smith	
Cropsey	Jenks	Moffatt	Traver	
Doherty	Jones	Moriarty	Yeomans	
Ely	Kane	Peek		23

## NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 169, entitled

A bill to amend section 1 of act No. 23 of the Public Acts of 1893, as amended by act No. 98 of the Session Laws of 1903, entitled "An act to prohibit the taking, catching or destruction of fish in Raisin River of this state";

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Smith	
Cropsey	Jenks	Moffatt	Traver	
Doherty	Jones	Moriarty	Yeomans	
Ely	Kane	Peek		23

## NAYS.

0

Mr. Peek moved that the bill be laid on the table.  
The motion prevailed.

Mr. Smith moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.  
The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report  
Senate bill No. 173, entitled

A bill to incorporate the City of West Branch, in the County of Ogemaw, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of West Branch.

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Peek
Baird	Fyfe	MacKay	Russell
Brown	Glasgow	Martindale	Seeley
Cropsey	Jenks	Moffatt	Smith
Doherty	Jones	Moriarty	Traver
Ely	Kane		

22

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 33, entitled

A bill to vacate the township of Hancock, in the county of Houghton, and to incorporate its territory within the adjoining township of Franklin, in the county of Houghton;

With the following amendment thereto,

By striking out the word "Franklin" wherever it occurs in the bill and inserting in lieu thereof the word "Calumet";

Recommend that the amendment be concurred in, and that, when so amended, the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Peek	
Baird	Fyfe	MacKay	Russell	
Brown	Glasgow	Martindale	Seeley	
Cropsey	Jenks	Moffatt	Smith	
Doherty	Kane	Moriarty	Traver	
Ely				21

#### NAYS.

0

The question being on agreeing to the title,

Mr. Smith moved to amend the title so as to read as follows:

A bill to vacate the township of Hancock, in the county of Houghton, and to incorporate its territory within the adjoining township of Calumet, in the county of Houghton.

The motion prevailed and the title was so amended.

The title as amended was then agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Peek moved to take from the table

House bill No. 169, entitled

A bill to amend Section 1 of act No. 23 of the Public Acts of 1893, as

amended by act No. 98 of the Session Laws of 1903, entitled "An act to prohibit the taking, catching or destruction of fish in Raisin River of this state."

The motion prevailed.

The question being on agreeing to the title,

Mr. Peek moved to amend the title so as to read as follows:

A bill to amend section 1 of act No. 23 of the Public Acts of 1893, as amended by act No. 98 of the Public Acts of 1903, entitled "An act to prohibit the taking, catching or destruction of fish in Raisin River of this state."

The motion prevailed and the title was so amended.

The title as amended was then agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 3:15 o'clock p. m.

The executive session closed, the time being 3:25 o'clock p. m.

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Mr. Linsley asked and obtained leave of absence for himself from tomorrow's session.

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Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 3:30 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## TWENTY-SIXTH DAY.

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Lansing, February 24, 1905.

9 o'clock, a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Doherty, Farr, Fyfe, Martindale, Moriarty, Russell, Seeley, Woodman, President pro tem—11.

The following Senators were absent with leave: Messrs. Brown, Cook, Curtis, Jenks, Jones, Linsley, Mills, Moffatt, Rumer, Smith, Van Akin, Yeomans—12.

The following Senators were absent without leave: Messrs. Cropsey, Ely, Hayden, Heine, Kane, MacKay, Peek, Sheldon, Traver—9.

The President pro tem announced that there was not a quorum of the Senate present.

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Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The President pro tem declared the Senate adjourned until Monday, February 27, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## TWENTY-SEVENTH DAY.

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Lansing, February 27, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Yeomans—27.

The following Senator was absent with leave: Mr. Curtis.

The following Senators were absent without leave: Messrs. Doherty, Jones, Moffatt, Woodman—4.

Mr. Moriarty moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Moriarty asked and obtained leave of absence for Mr. Jones for one week.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, February 27, 1905.

To the President of the Senate:

Sir:—I hereby nominate William H. Hoyt, of Plymouth, Wayne County, as a member of the Board of State Tax Commissioners, for the term of six years, from and after January 1st, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the committee on Executive Business.

REPORTS OF STANDING COMMITTEES.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Ward L. Andrus Co., Limited.....	\$5 25
Richmond & Backus Co .....	42 00
T. B. Rayl Co.....	14 50
Rex B. Clark Co.....	4 00
Gurdon B. Smith .....	1 70
Buck Furniture Co. ....	142 50
Baker's Music House .....	5 00
Secretary of the Senate.....	12 35
Charles M. Norton .....	35
Simons Dry Goods Co.....	60
	<hr/>
	\$228 25

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Counties and Townships:

The Committee on Counties and Townships, report

House bill No. 211, entitled

A bill to authorize the Board of Supervisors of the county of Luce to transfer surplus moneys from the bond fund of said county to other funds.

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Baird	Glasgow	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cook	Heine	Moriarty	Traver	
Cropsey	Jenks	Peek	Van Akin	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		27

NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 352, entitled

A bill to amend section 25 of chapter 6, and section 17 of chapter 10, being sections 64 and 122 of act number 251 of the Local Acts of Michigan for the year 1891, entitled "An act to revise and amend the charter of the city of Ishpeming," approved March 27, 1891, and the acts amendatory thereof ;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Peck  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Yeomans

27

#### NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 344, entitled

A bill to provide for the construction of a bridge across Grand River in the township of Ada in the county of Kent, and for the raising of funds to defray the cost and expense thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Russell moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Yeomans

27

NAYS.

The title was agreed to.

Mr. Russell moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 230, entitled

A bill to make the president of the village of Luther, Lake county, Michigan, a member of the board of supervisors of said county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 307, entitled

A bill to authorize the electors of the township of Central Lake, Antrim county, to bond said township for the purpose of purchasing ground and building a town hall thereon;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read :

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 327, entitled

A bill to authorize the township of Ionia, in the county of Ionia, to borrow money upon its bonds for the building of a high water road and bridge across Grand river in that township, in conjunction with the city of Ionia;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Roads and Bridges.



The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 231, entitled

A bill to attach certain territory to the village of East Jordan in the county of Charlevoix;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
February 24, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 364, entitled

A bill to authorize the city of Stanton to raise money for building a court house, county jail and sheriff's residence therein for the county of Montcalm, and to authorize said city to issue bonds and provide for the payment thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown

Mr. Fyfe  
Glasgow  
Hayden

Mr. MacKay  
Martindale  
Mills

Mr. Seeley  
Sheldon  
Smith

Mr. Cook  
Cropsey  
Ely  
Farr

Mr. Helne  
Jenks  
Kane  
Linsley

Mr. Moriarty  
Peek  
Rumer  
Russell

Mr. Traver  
Van Akin  
Yeomans

27

## NAYS.

0

The title was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 61 (file No. 23), entitled

A bill to amend sections one and two of act number one hundred sixty-six of the Public Acts of nineteen hundred one, entitled "An act to define the legal qualifications of kindergarten, music and drawing teachers in this state";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

Substitute for House bills Nos. 10 and 72 (file No. 21), entitled

A bill to amend sections 4, 5, 6, 11 and 12, of act No. 211, of the public acts of 1893, approved June 2, 1893, entitled "An act to provide for the appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by act No. 245, of the session laws of 1895, approved June 1, 1895, and further amended by act No. 154, of the session laws of 1897, approved May 24, 1897, and further amended by act No. 268, of the session laws of 1899, approved June 30, 1899, and further amended by act No. 186, of the session laws of 1901, approved May 29, 1901, and further amended by act No. 230, of the session laws of 1903, approved June 18, 1903, and to add thereto eight sections to stand as sections 13, 14, 15, 16, 17, 18, 19 and 20 and to provide penalties for violations of the provisions of this act.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Public Health.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of the fees received by such officers;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 92, entitled

A bill to amend Section 6 of Act 316 of the Local Acts of the State of Michigan for the year 1903, entitled "An Act to organize the township of Pointe Aux Barques in the county of Huron," approved March 12, 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
February 24, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 173, entitled

A bill to incorporate the city of West Branch, in the county of Ogemaw, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of West Branch;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
February 23, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 116, entitled

A bill to authorize the township of South Haven, in the county of Van Buren and state of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the city of South Haven, in Van Buren county, State of Michigan;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### NOTICES.

Mr. Ashley gave notice that at some future day he would ask leave to introduce

A bill to amend section one of chapter 4 of an act entitled, "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," as amended by act number 437 of the Local Acts of 1901.

## INTRODUCTION OF BILLS.

Mr. Ashley introduced  
Senate bill No. 174, entitled

A bill to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith.

The bill was read a first and second time by its title and referred to the committee on Insurance.

Mr. Smith introduced  
Senate bill No. 175, entitled

A bill to repeal "An act providing for two voting precincts for the township of Portage, in the county of Houghton, and defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein," being act number three hundred eight of the Local Acts of the state of Michigan, for the year eighteen hundred eighty-nine.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Baird	Glasgow	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cook	Helne	Moriarty	Traver	
Cropsey	Jenks	Peek	Van Akin	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley			26

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Smith introduced  
Senate bill No. 176, entitled

A bill providing for three election districts for the township of Portage, county of Houghton, state of Michigan, defining the limits thereof, providing for a new registration of voters thereof, and determining who shall be inspectors of election therein.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Baird	Glasgow	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cook	Heine	Moriarty	Traver	
Cropsey	Jenks	Peek	Van Akin	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley			26

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Baird introduced

Senate bill No. 177, entitled

A bill to amend section one of chapter fifty-one of the Revised Statutes of 1846, the same being section 5571 of the Compiled Laws of 1897 relative to the bounty on wolves.

The bill was read a first and second time by its title and referred to the committee on Gaming Interests.

Mr. Baird introduced

Senate bill No. 178, entitled

A bill to amend section ten of act number one hundred ninety of the Public Acts of eighteen hundred ninety-one, approved July third, eighteen hundred ninety-one, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception (deceptions) at elections in this state, as amended; the same being compiler's section number 3612 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

Mr. Linsley introduced

Senate bill No. 179, entitled

A bill to authorize the state board of agriculture to sell a certain tract of land belonging to the upper peninsula experiment station and to purchase a certain other tract of land for the use of the upper peninsula experiment station.

The bill was read a first and second time by its title and referred to the committee on Agricultural College.

Mr. Mills introduced

Senate Joint Resolution No. 180, entitled

Joint Resolution relative to the semi-centennial celebration of the

completion of the Lake Superior Ship Canal and the participation of the United States government in the same.

The Joint Resolution was read a first and second time by its title and referred to the committee on State affairs.

Mr. Moriarty introduced

Senate bill No. 181, entitled

A bill to amend section one of act number 86 of the Public Acts of 1897, entitled "An act for the protection of certain fur-bearing animals," the same being section 5825 of the Compiled Laws of the year 1897.

The bill was read a first and second time by its title and referred to the committee on Gaming Interests.

Mr. MacKay introduced

Senate bill No. 182, entitled

A bill to amend sections 10, 12, 14, 22, 26, 30 and 36 of act 190 of the Public Acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this state," as amended, being compiler's sections 3621, 3623, 3625, 3632, 3636, 3640, and 3646 of the Compiled Laws of 1897, as amended.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Elections.

Mr. Jenks introduced

Senate bill No. 183, entitled

A bill to organize the township of Hayes in Huron county.

The bill was read a first and second time by its title and referred to the committee on Counties and Townships.

Mr. Van Akin introduced

Senate bill No. 184, entitled

A bill to amend and act, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto, being Act number 254 of the Public Acts of 1897.

The bill was read a first and second time by its title, ordered printed and referred to the committee on Roads and Bridges.

Mr. Smith introduced

Senate bill No. 185, entitled

A bill to empower the Judge of Probate of Houghton county, with the consent of the board of supervisors, to appoint a probate register.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Baird	Glasgow	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cook	Heine	Moriarty	Traver	
Cropsey	Jenks	Peek	Van Akin	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		27

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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The Secretary submitted the following report:

Lansing, Mich., February 27, 1905.

To the President of the Senate:

Sir—

Senate Joint Resolution No. 124 (enrolled No. 15);

Also:

Senate bill No. 116 (enrolled No. 16);

Also:

Senate bill No. 92 (enrolled No. 17);

Also:

Senate bill No. 143 (enrolled No. 18);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Cropsey moved that the Senate adjourn.

The motion prevailed, the time being 9:40 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## TWENTY-EIGHTH DAY.

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Lansing, February 28, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—30.

The following Senators were absent with leave: Messrs. Curtis, Jones—2.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships, report  
Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the Sheriff, Clerk, Treasurer, Register of Deeds, and Deputies of said offices of Genesee County, Michigan, and provide for the collection of all fees and payments of the same to the County Treasurer;

With the accompanying substitute therefor, having the same title,

Recommend that the substitute be concurred in and that the bill, as substituted do pass.

NOBLE ASHLEY,  
Chairman.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Doherty  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moffatt  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

## NAYS.

0

The title was agreed to.

Mr. Rumer moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations, report

Senate bill No. 109 (File No. 23), entitled

A bill to provide for the establishing and maintaining of free employment bureaus.

With the following amendments thereto:

1. By inserting in line 2 of section 2 after the word "State" the letter "a."

2. By striking out of line 3 of section 2 the letter "s" in the word "Bureaus."

3. By inserting in line 15 of section 2 after the word "shall" the words "not exceed \$500 and shall."

4. By inserting in line 3 of section 3 after the word "provide" the letter "a."

5. By striking out of line 3 of section 3 the letter "s" in the word "offices."

6. By inserting in line 7 of section 3 after the word "be" the words "in the discretion of the Board of State Auditors."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary, report

Senate bill No. 140, entitled

A bill to amend Section 29 of Chapter 154 of the Revised Statutes of

1846, entitled "Of offenses against property," as amended, said section being Section 11565 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary, report

House bill No. 171 (file No. 28), entitled

A bill to amend section number twenty-nine of act number one hundred eighty-three of the Public Acts of eighteen hundred ninety-seven, being compiler's section number three hundred ninety-one of the compiled laws of eighteen hundred ninety-seven;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary, report

Senate bill No. 123 (File No. 24), entitled

A bill to regulate the sales, transfers and assignments of stocks of goods, merchandise and fixtures, in bulk;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary, report

Senate bill No. 115, entitled

A bill to provide for the reimbursement of circuit judges for their actual expenses incurred by them in holding court in counties other than in the county where they reside;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 27, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 172 (file No. 35), entitled

A bill to amend section 14 of chapter 2, sections 10, 22 and 23 of chapter 3 and section 3 of chapter 4 of act 164 of the Public Acts of 1881 and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4659, 4675, 4687, 4689 and 4694 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

## NOTICES.

Mr. Traver gave notice that at some future day he would ask leave to introduce

A bill to amend section 21 of chapter 4 of "An act to provide for the incorporation of villages within the State of Michigan and defining their powers and duties," approved February 19th, 1895, said section being 2747 of the Compiled Laws of 1897.

## INTRODUCTION OF BILLS.

Mr. Martindale introduced

Senate bill No. 186, entitled

A bill to appropriate \$5,000 in aid of the erection of a monument to Major-General Alexander Macomb, a native of this state, and a hero of the war of 1812, and general of the army of the United States.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

Mr. Woodman introduced

Senate bill No. 187, entitled

A bill to amend sections 1, 3, 4, 5 and 8 of act No. 29 of the Public Acts of 1869, entitled "An act to regulate the manufacture, and provide for

the inspection of salt," being sections 4911, 4913, 4914, 4915 and 4918, respectively, of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Saline Interests.

Mr. Glasgow introduced

Senate bill No. 188, entitled

A bill to amend section 11 of chapter 311, the same being paragraph 11222 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Van Akin introduced

Senate bill No. 189, entitled.

A bill to amend section 2 of act No. 108 of the Public Acts of 1889, being "An act to provide for the incorporation of trust, deposit and security companies," approved May 23, 1889, being section 6157 of the Compiled Laws of 1897.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Banks and Corporations.

Mr. Jenks introduced

Senate bill No. 190, entitled

A bill to incorporate the village of Owendale, in the county of Huron, Michigan.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Woodman introduced

Senate Joint Resolution No. 191, entitled

Joint Resolution authorizing and empowering the State Board of Agriculture to reimburse members of the volunteer fire department of the State Agricultural College for losses incurred by fire February 11, 1905.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Agricultural College.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Doherty moved to take from the table

House bill No. 185, entitled

A bill to empower and authorize the board of supervisors of Iosco county to purchase certain lands of the Iosco County Agricultural Society and others, for an agricultural county park, and authorizing Iosco County Agricultural Society to sell and convey certain lands for the purpose of paying its debts;

The motion prevailed.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

---

Mr. Doherty moved that the Senate take a recess until 2:50 o'clock p. m., the time being 2:20 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

2:50 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Peek to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 157, entitled

A bill to amend section 146 of chapter 29 of the Compiled Laws of 1897, relating to appeals to the supreme court from the circuit courts in chancery, the same being compiler's section 552;

Also:

House bill No. 104 (file No. 25), entitled

A bill to amend sections 3, 4, 5 and 6 of act No. 241 of the public acts of 1903, entitled "An act for the establishment of county normal training classes and for the maintenance and control of the same";

Also:

Senate bill No. 90 (file No. 29), entitled

A bill to amend section 3 of act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks";

Also:

Senate bill No. 136 (file No. 34), entitled

A bill to amend section 21 of act No. 113 of the Session Laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabili-

ties of such corporations," approved May 11, 1877, being compiler's section 7011 of the Compiled Laws of 1897, as amended by act No. 233 of the Public Acts of 1903;

Also:

Senate bill No. 149 (file No. 136), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897;

Also:

Senate bill No. 154 (file No. 37), entitled

A bill to amend sections 34, 37 and 39 of Act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state," approved June 17, 1887, and the acts amendatory thereof, and as amended by Act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

Also:

Senate bill No. 77 (file No. 38), entitled

A bill to secure greater publicity concerning proposed amendments to the constitution;

Also:

Senate bill No. 158 (File No. 39) entitled

A bill to amend section one, of chapter eight, of act number one hundred sixty-four of the Public Acts of eighteen hundred eighty-one, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to the public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section four thousand seven hundred twenty-eight of the Compiled Laws of eighteen hundred ninety-seven;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

## II

The committee of the whole have also had under consideration the following:

Senate bill No. 139 (File No. 40), entitled

A bill to provide for townships to own and control cemeteries, and to extend and enlarge cemeteries already established, and to provide for a way and approach thereto, and to condemn land therefor; and to repeal all acts or parts of acts inconsistent herewith;

Have directed their chairman to report the same back to the Senate, with the recommendation that all after the enacting clause of the bill be stricken out.

A. J. PEEK,  
Chairman.

The report was accepted.



The bills named in part I of the report were placed on the order of Third Reading of Bills. Mr. Woodman moved that the Senate concur in the recommendation of the committee that all after the enacting clause be stricken out of the bill named in part II of the report.

The motion prevailed.

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships, report  
House bill No. 168, entitled

A bill to authorize an issue of bonds by the township of Point Aux Barques, in the county of Huron, to enable said township to acquire and carry forward desirable public improvements.

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Baird	Glasgow	Mills	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Jenks	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Ely	Linsley	Rumer	Woodman
Farr	MacKay	Russell	Yeomans

28

#### NAYS.

0

The title was agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Military Affairs:

The Committee on Military Affairs, report  
Senate bill No. 165, entitled

A bill authorizing the appointment of a commission to ascertain and exactly determine the position of Michigan's troops at the battle of Shiloh, providing for the erection of suitable monuments and markers, and making an appropriation to pay for such monuments and markers, and the necessary expenses of the members of the commission;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Military Affairs:

The Committee on Military Affairs, report  
Senate Joint Resolution No. 74, entitled

Joint Resolution to authorize and instruct the Board of State Auditors to examine into and, if they deem it justifiable, to allow the claim of Alphonso Button for injuries sustained by him from a premature discharge of a cannon while engaged in the regular performance of his duty as a member of the gun squad of the Curtenius Guard (an organized volunteer uniformed militia company, organized under the laws of the State of Michigan), at Mason, Michigan, on the third day of July, 1858;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Agricultural College:

The Committee on Agricultural College, report  
Senate Joint Resolution No. 191, entitled

Joint Resolution authorizing and empowering the State Board of Agriculture to reimburse members of the volunteer fire department of the State Agricultural College for losses incurred by fire February 11, 1905.

With the recommendation that the Joint Resolution be referred to the Committee on Finance and Appropriations.

E. B. LINSLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Linsley moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Public Health:

The Committee on Public Health, report

Substitute for House Bills Nos. 10 and 72 (file No. 21), entitled

A bill to amend sections 4, 5, 6, 11 and 12, of act No. 211, of the public acts of 1893, approved June 2, 1893, entitled "An act to provide for the

appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by Act No. 245, of the session laws of 1895, approved June 1, 1895, and further amended by act No. 154, of the session laws of 1897, approved May 24, 1897, and further amended by act No. 268, of the session laws of 1899, approved June 30, 1899, and further amended by act No. 186, of the session laws of 1901, approved May 29, 1901, and further amended by act No. 230, of the session laws of 1903, approved June 18, 1903, and to add thereto eight sections to stand as sections 13, 14, 15, 16, 17, 18, 19 and 20 and to provide penalties for violations of the provisions of this act;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

Mr. Glasgow moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

---

Mr. Martindale moved that the Senate take a recess until 4:25 o'clock p. m., the time being 3:55 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

4:25 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Ashley introduced

Senate bill No. 192, entitled

A bill to regulate and restrict the insurance of infants and minors under the age of 15 years and to provide penalties for the violation thereof.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

Mr. Woodman introduced

Senate bill No. 193, entitled

A bill to amend chapter 3 of act No. 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal

all other laws relating thereto," by adding thereto a new section to stand between sections 10 and 11 and to be known as section 10a.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

---

By unanimous consent the Senate returned to the order of

#### NOTICES.

Mr. Yeomans gave notice that at some future day he would ask leave to introduce

A bill to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of the charter of the city of Ionia as enacted by act No. 219 of the laws of 1873, entitled "An act to incorporate the city of Ionia," and the amendments thereof.

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By unanimous consent the Senate returned to the order of

#### PRESENTATION OF PETITIONS.

No. 29. By Mr. Woodman: Petition of G. D. Millspaugh and 50 other citizens of Van Buren county asking for the passage of a bill giving townships, cities and wards authority to hold elections on local option.

Referred to the Committee on Liquor Traffic.

No. 30. By Mr. Sheldon: Petition of Edward S. Ninde, D. D., and 52 other citizens of Ann Arbor asking for the passage of a bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Mills moved to discharge the Committee on Liquor Traffic from the further consideration of

House bill No. 188 (file No. 30), entitled

A bill to prohibit the maintenance of saloons or other places in which intoxicating liquors are sold, and to prohibit keeping for sale, selling or furnishing intoxicating liquors within two miles of any United States government work being prosecuted for the improvement of the St. Mary's River.

The motion prevailed.

Mr. Mills moved that the bill be referred to the Committee on Judiciary.  
The motion prevailed.

---

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that  
Senate bill No. 163, entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor;  
Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests, report  
Senate bill No. 78, entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order without printing.

#### THIRD READING OF BILLS.

Senate bill No. 157, entitled

A bill to amend section one hundred forty-six of chapter twenty-nine of the Compiled Laws of eighteen hundred ninety-seven, relating to appeals to the supreme court from the circuit courts in chancery, the same being compiler's section five hundred and fifty-two;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook

Mr. Glasgow  
Hayden  
Heine  
Jenks

Mr. Martindale  
Mills  
Moffatt  
Moriarty

Mr. Seeley  
Sheldon  
Smith  
Traver

Mr. Cropsey  
Ely  
Farr  
Fyfe

Mr. Kane  
Linsley  
MacKay

Mr. Peek  
Rumer  
Russell

Mr. Van Akin  
Woodman  
Yeomans

29

## NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 104 (file No. 25), entitled

A bill to amend sections three, four, five and six of act number two hundred forty-one of the public acts of nineteen hundred three, entitled "An act for the establishing of county normal training classes and for the maintenance and control of the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Ely  
Farr  
Fyfe

Mr. Glasgow  
Hayden  
Heine  
Jenks  
Kane  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

## NAYS.

0

The title was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 90 (file No. 29), entitled

A bill to amend section 3 of act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks;"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Ely  
Farr  
Fyfe

Mr. Glasgow  
Hayden  
Heine  
Jenks  
Kane  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

## NAYS.

0

The title was agreed to.

Senate bill No. 136 (file No. 34), entitled

A bill to amend section 21 of act number 113 of the Session Laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11th, 1877, being compiler's section 7011 of the Compiled Laws of 1897, as amended by act number 233 of the Public Acts of 1903;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Seeley	
Baird	Hayden	Mills	Sheldon	
Brown	Heine	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Kane	Peek	Van Akin	
Ely	Linsley	Rumer	Woodman	
Farr	MacKay	Russell	Yeomans	
Fyfe				29

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 149 (file No. 36), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4th, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Seeley	
Baird	Hayden	Mills	Sheldon	
Brown	Heine	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Kane	Peek	Van Akin	
Ely	Linsley	Rumer	Woodman	
Farr	MacKay	Russell	Yeomans	
Fyfe				29

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 154 (file No. 37), entitled

A bill to amend sections 34, 37 and 39 of Act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state," approved June 17, 1887, and the acts amendatory thereof, and as amended by Act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Seeley	
Baird	Hayden	Mills	Sheldon	
Brown	Heine	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Kane	Peek	Van Akin	
Ely	Linsley	Rumer	Woodman	
Farr	MacKay	Russell	Yeomans	
Fyfe				29

## NAYS.

0

The title was agreed to.

Senate bill No. 77 (file No. 38), entitled

A bill to secure greater publicity concerning proposed amendments to the constitution;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Seeley	
Baird	Hayden	Mills	Sheldon	
Brown	Heine	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Kane	Peek	Van Akin	
Ely	Linsley	Rumer	Woodman	
Farr	MacKay	Russell	Yeomans	
Fyfe				29

## NAYS.

0

The title was agreed to.

Senate bill No. 158 (file No. 39), entitled

A bill to amend section 1 of chapter 8 of act No. 64 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 4728 of the Compiled Laws of 1897;



Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jenks	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Ely	Linsley	Rumer	Woodman
Farr	MacKay	Russell	Yeomans
Fyfe			

29

NAYS.

0

The title was agreed to.

---

Mr. Woodman moved that the Senate adjourn.

The motion prevailed, the time being 5:15 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## TWENTY-NINTH DAY.

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Lansing, March 1, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. A. Minty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—30.

The following Senators were absent with leave: Messrs. Curtis, Jones—2.

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Mr. Seeley asked and obtained leave of absence for himself from Thursday's session.

Mr. Smith asked and obtained leave of absence for himself until next Tuesday.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 1, 1905.

To the President of the Senate:

Sir:—I hereby nominate James L. Nankervis, of Calumet, Houghton County, as Commissioner of Mineral Statistics, for the term of two years, from and after April 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, February 24, 1905.

To the President of the Senate:

Sir:—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 83 (enrolled No. 10), being

An act to provide for the creation and election of a board of county auditors for the county of Washtenaw, and to define its powers and duties and determine the compensation thereof, and to provide for the punishment for the violation of the same, and to repeal act number five hundred forty-five of the Local Acts of nineteen hundred three, and all other acts and parts of acts anywise contravening the provisions of this act;

Also:

Senate bill No. 39 (enrolled No. 12), being

An act to detach certain territory from the township of China in the county of St. Clair, and attach the same to the township of East China in said county;

Also:

Senate bill No. 87 (enrolled No. 14), being

An act to enable the qualified electors of school district number one of the city and township of Kalamazoo, Kalamazoo county, Michigan, to borrow money and to issue the bonds of said district for the same for the purpose of paying for a school house site, the erection of school and library buildings, and for the purpose of securing and providing for the location and construction of a state normal school in said district in order to save the expense to the district of constructing, equipping and maintaining a training school building; and to make valid the vote had at the special meeting of said school district on the nineteenth day of October, nineteen hundred three, to issue bonds for such purposes to the amount of seventy thousand dollars, and to make valid the bonds issued under said vote;

Also:

Senate bill No. 10 (enrolled No. 13), being

An act in relation to the use of preservatives in food products.

Very respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, March 1, 1905.

To the President of the Senate:

Sir:—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 92 (enrolled No. 17), being

An act to amend section six of act three hundred sixteen of the Local Acts of the State of Michigan, for the year one thousand nine hundred three, entitled "An act to organize the township of Point Aux Barques in

the county of Huron," approved March twelfth, one thousand nine hundred three.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Yeomans moved to reconsider the vote by which the Senate on Tuesday, concurred in the recommendation of the committee of the whole in striking out all after the enacting clause of the following bill:

Senate bill No. 139 (file No. 40), entitled

A bill to provide for townships to own and control cemeteries, and to extend and enlarge cemeteries already established, and to provide for a way and approach thereto, and to condemn land therefor, and to repeal all acts or parts of acts inconsistent herewith.

The motion prevailed.

Mr. Yeomans moved that the bill be referred to the Committee on State Affairs.

The motion prevailed.

Mr. Woodman moved that a respectful message be sent to the Governor, asking the return to the Senate of Senate bill No. 116, entitled:

A bill to authorize the township of South Haven, in the County of Van Buren and State of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the City of South Haven, in Van Buren County, State of Michigan.

The motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 190, entitled

A bill to incorporate the village of Owendale, in the county of Huron, Michigan;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown

Mr. Farr  
Fyfe  
Glasgow

Mr. Linsley  
MacKay  
Martindale

Mr. Seeley  
Sheldon  
Smith

Mr. Cook  
Cropsey  
Doherty  
Ely

Mr. Hayden  
Heine  
Jenks  
Kane

Mr. Mills  
Moffatt  
Moriarty  
Rumer

Mr. Traver  
Van Akin  
Woodman  
Yeomans

28

NAYS.

0

The title was agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 152, entitled

A bill to amend section 12 of act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations";

With the following amendments thereto:

1. By inserting in line 12 of section 12, after the word "credits," the words "the name and postoffice address of each stockholder and the number of shares of preferred and common stock held by him at the date of such report";

2. By inserting in line 89 of section 12, after the word "afterwards," the words "In case any corporation filing the annual report provided for in this act, shall accompany such annual report by the affidavit of its secretary or other officer having knowledge of the fact that such corporation has more than one hundred stockholders, then it shall not be necessary for such corporation, under this or any other act, to file annually a list of the names and addresses of such stockholders, together with the number of shares of stock held by such stockholders. But it shall be necessary, in lieu thereof, for such corporation to, at the same time, file with the Secretary of State, a bond in the penal sum of \$25,000, with good and sufficient surety for the fulfillment of its contracts for labor and material, said bond to be subject to suit thereon, by all resident creditors of said corporation, for labor or material;"

Recommend that the amendments be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 71, entitled

A bill to regulate and fix the salary of the Register of Probate for the county of Kent, and to provide for the collection of certain fees in the probate court for said county, and to repeal all acts or parts of acts inconsistent therewith;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 12, entitled

A bill to amend section 13 of act No. 35 of the Public Acts of Michigan for the year 1867, as amended by act No. 12 of the Public Acts of Michigan for the year 1893, and act No. 234 of the Public Acts of Michigan for the year 1901, being section 6446 of the Compiled Laws of 1897;

With the following amendment thereto:

By inserting in line 55 of section 13, after the word "points," the following proviso: "Provided further, That nothing in this section contained shall be in any way construed so as to in any way affect any rights which abutting property owners may have to damages or additional damages by reason of the erection or maintenance of trestles or other structures above the street heretofore or hereafter erected or maintained under this section."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 36, entitled

A bill to amend act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this state;"

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 307, entitled

A bill to authorize the electors of the township of Central Lake, Antrim county, to bond said township for the purpose of purchasing ground and building a town hall thereon;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Glasgow	Mills	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Kane	Peek	Woodman
Ely	Linsley	Rumer	Yeomans

28

#### NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Taxation:

The Committee on Taxation respectfully requests that

Senate bill No. 167, entitled

A bill to amend section 8 of act No. 206 of the Public Acts of 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; and to repeal Act No. 200 of the Public Acts of 1891 and all other acts and parts of acts in anywise contravening any of the provisions of this act," said section being compiler's section 3831 of the Compiled Laws of 1897;

Be printed for the use of the committee.

CHARLES SMITH,  
Acting Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 21, entitled

A bill to authorize the township board of the township of Helena, county of Antrim, to issue the bonds of said township to the amount of \$3,000 for the purpose of paying for the building of an iron, swing bridge across Clam river in said township, and to levy taxes sufficient for the payment of the same and the interest thereon;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon	
Baird	Glasgow	Moffatt	Smith	
Brown	Hayden	Moriarty	Traver	
Cook	Jenks	Peek	Van Akin	
Cropsey	Kane	Rumer	Woodman	
Ely	Linsley	Russell	Yeomans	
Farr	MacKay	Seeley		27

#### NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

Senate Joint Resolution No. 41, entitled

Joint Resolution proposing an amendment to section 9, article 14, of the Constitution of the State of Michigan, to provide for the improvement of the public wagon roads;

With the following amendments thereto:

1. By striking out of line 23 of section 9 the words "good roads," and inserting in lieu thereof "The State aiding in the improvement of the public wagon roads."

2. By striking out of line 24 of section 9 the words "good roads" and inserting in lieu thereof the words "The State aiding in the improvement of the public wagon roads."

Recommend that the amendments be concurred in, and that when so amended the Joint Resolution pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.



Mr. Ely moved that the Senate concur in the amendments made to the Joint Resolution by the committee.

The motion prevailed.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 327, entitled

A bill to authorize the township of Ionia in the county of Ionia, to borrow money upon its bonds for the building of a high water road and bridge across Grand River in that township, in conjunction with the city of Ionia;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Jenks  
Kane  
Linsley

Mr. Martindale  
Moffatt  
Moriarty  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

24

#### NAYS.

0

The title was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 286, entitled

A bill to incorporate the city of Bad Axe, in the county of Huron;

With the recommendation that it be referred to the Committee on Judiciary.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 222, entitled

A bill to amend section 6 of chapter 5, section 1 of chapter 9, section 18 of chapter 23, and section 13 of chapter 24 of act No. 533 of the local acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie and to repeal an act, entitled 'An act to reincorporate the village of Sault Ste. Marie,' approved May 29, 1879, as amended;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 249, entitled

A bill to provide for the incorporation of Wesleyan Methodist churches;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

The following message from the House was also received and read:

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 318, entitled

A bill to authorize the city of Corunna, in the county of Shiawassee

and State of Michigan, to borrow money and issue bonds therefor, for the purpose of paying the legal floating indebtedness now outstanding against said city;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 223, entitled

A bill to amend act No. 442 of the local acts of 1895, entitled "An act to reorganize school district No. 4 of the township of Fair Grove, Tuscola county, Michigan, and fractional school district No. 6 of the townships of Fair Grove and Gilford in said county and to organize a school district in said township of Fair Grove to be known and designated as school district No. 8 of Fair Grove," approved May 25, 1895, by adding thereto a section to be known as section 5;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 185, entitled

A bill to empower the Judge of Probate of Houghton county, with the consent of the board of supervisors, to appoint a probate register;

And to inform the Senate that the House has amended the title of the bill to read as follows:

"A bill to provide for the appointment of a probate register for the county of Houghton, to prescribe his duties and to fix his compensation;"

And that the bill, with the title as thus amended, has passed the House, and further to inform the Senate that the House has concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on agreeing to the title, as amended by the House, Mr. Smith moved that the title, as amended, be agreed to.

The motion prevailed.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
February 28, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 120, entitled

A bill to incorporate the city of Croswell, in the county of Sanilac, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Croswell;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Rumer introduced

Senate Joint Resolution No. 194, entitled

Joint Resolution proposing an amendment to the constitution of this state, by so amending section 10 of article 10 as to provide for a board of county auditors in the counties of Saginaw, Jackson, Washtenaw, Kent and Genesee.

The Joint Resolution was read a first and second time by its title, and pending its reference to a committee,

Mr. Rumer moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and not passed, two-

thirds of all the Senators elect not voting therefor, by yeas and nays. as follows:

## YEAS.

Mr. Brown  
Cropsey  
Hayden

Mr. Linsley  
Martindale  
Moffatt

Mr. Rumer  
Russell

Mr. Sheldon  
Smith

10

## NAYS.

0

Mr. Baird moved to reconsider the vote by which the Senate refused to pass the Joint Resolution.

The motion prevailed.

The question being on the passage of the Joint Resolution,

Mr. Baird moved that the Joint Resolution be referred to the Committee on Judiciary.

The motion prevailed.

Mr. Linsley introduced

Senate bill No. 195, entitled

A bill to amend section 7 of act 44 of the Public Acts of 1899, being "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this state now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the state of Michigan, and to repeal act No. 122 of the Public Acts of 1889, approved May 31, 1889, act No. 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act."

The bill was read a first and second time by its title and referred to the Committee on Agricultural College.

Mr. Cook (by request) introduced

Senate bill No. 196, entitled

A bill to prohibit the selling of pools and the keeping of books or any other device for the purpose of recording, registering or receiving bets or wagers upon the results of any trial or contest of skill between horses or any other animals taking place within this state and to provide a penalty for the violation therefor.

The bill was read a first and second time by its title and on motion of Mr. Cook was referred to the Committee on Gaming Interests.

Mr. Mills introduced

Senate bill No. 197, entitled

A bill to provide for the appointment, fixing the compensation, and defining the duties of stenographer for the Probate Court for the county of Menominee, and for the taking and transcribing of testimony on examination of persons charged with criminal offenses in the county of Menominee.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Ashley introduced

Senate bill No. 198, entitled

A bill to amend act No. 190 of the Public Acts of 1891, as amended, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this state," by adding two new sections thereto, to stand as sections 49 and 50, providing for the election on the general election ballot of a candidate of each political party for United States Senator.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Jenks introduced

Senate bill No. 199, entitled

A bill making appropriations for the Michigan School for the Deaf for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on School for the Deaf.

Mr. Doherty introduced

Senate bill No. 200, entitled

A bill to exempt from assessment and taxation, land contracts, deeds of trust, mortgages, promissory notes, and all agreements and promises to pay money, except bank notes circulating as money, and to prohibit any assessing officer from taking any such papers into account in making assessments in this state, and to repeal all acts or parts of acts in anywise contravening any of the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Yeomans, previous notice having been given and leave being granted, introduced

Senate bill No. 201, entitled

A bill to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of the charter of the city of Ionia as enacted by act No. 219 of the Laws of 1873, entitled "An act to incorporate the city of Ionia," and the amendments thereof.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing March 1, 1905.

To the President of the Senate:

Sir:—I hereby nominate Coleman C. Vaughan, of St. Johns, Clinton

county, as a member of the State Board of Health, for the term ending January 31, 1909, to fill vacancy caused by the death of Frank Wells.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Doherty moved that the Senate confirm the nomination of Coleman C. Vaughan in open session.

The motion prevailed.

The Senate then advised and consented to the said nomination to office, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Baird	Glasgow	Mills	Sheldon
Brown	Hayden	Moffatt	Smith
Cropsey	Heine	Moriarty	Traver
Doherty	Jenks	Peek	Van Akin
Ely	Kane	Rumer	Woodman
Farr	Linsley	Russell	Yeomans

28

#### NAYS.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 2:55 o'clock p. m.

The executive session closed, the time being 3:05 o'clock p. m.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Kane to the chair.

After some time spent therein, the committee arose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I

House bill No. 171 (file No. 28), entitled

A bill to amend section number twenty-nine of act number one hundred eighty-three of the public acts of eighteen hundred ninety-seven, being compiler's section number three hundred ninety-one of the compiled laws of eighteen hundred ninety-seven;

Also :

Senate bill No. 123 (file No. 24), entitled

A bill to regulate the sale, transfers and assignments of stocks of goods, merchandise and fixtures in bulk ;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following :

## II

Senate bill No. 109 (file No. 23), entitled

A bill to provide for the establishing and maintaining of Free Employment Bureaus ;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following :

## III

Senate bill No. 78, entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897 ;

And have directed their chairman to report the same back to the Senate, with the recommendation that the bill be referred to the Committee on Judiciary.

HARRY J. KANE,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills. Mr. Kane moved that the Senate concur in the amendments made to the bill in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Kane moved that the Senate concur in the recommendation of the committee regarding the bill in part III of the report.

The motion prevailed, and the bill was referred to the Committee on Judiciary.

## THIRD READING OF BILLS.

Senate bill No. 123 (file No. 24), entitled

A bill to regulate the sales, transfers and assignments of stocks of goods, merchandise and fixtures, in bulk ;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Ashley  
Baird

Mr. Fyfe  
Glasgow

Mr. MacKay  
Martindale

Mr. Seeley  
Sheldon



Mr. Brown	Mr. Hayden	Mr. Mills	Mr. Smith	
Cook	Heine	Moffatt	Traver	
Cropsey	Jenks	Peek	Van Akin	
Doherty	Kane	Rumer	Woodman	
Ely	Linsley	Russell	Yeomans	
Farr				29

NAYS.

0

The title was agreed to.

Senate bill No. 109 (file No. 23), entitled

A bill to provide for the establishing and maintaining of Free Employment Bureaus;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Russell	
Baird	Hayden	Martindale	Seeley	
Brown	Heine	Mills	Smith	
Cropsey	Jenks	Moffatt	Traver	
Doherty	Kane	Moriarty	Van Akin	
Farr	Linsley	Rumer		23

NAYS.

Mr. Cook	Mr. Glasgow	Mr. Sheldon	3
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The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The Secretary submitted the following report:

Lansing, Mich., March 1, 1905.

To the President of the Senate:

Sir—

Senate bill No. 173 (enrolled No. 19);

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Brown moved that the Senate adjourn.

The motion prevailed, the time being 4 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## THIRTIETH DAY.

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Lansing, March 2, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. W. A. Minty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Sheldon, Traver, Van Akin, Woodman, Yeomans, President pro tem.—28.

The following Senators were absent with leave: Messrs. Curtis, Jones, Seeley, Smith—4.

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Messrs. Brown, Fyfe and Traver asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Farr asked and obtained leave of absence for himself from Monday's session.

Mr. Heine asked and obtained leave of absence for himself from tomorrow's and Monday's sessions.

Mr. Van Akin asked and obtained leave of absence for the Committee on Asylum for Insane at Pontiac from Monday's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 2, 1905.

To the President of the Senate:

Sir:—I hereby nominate Perry Leighton, of Newberry, Luce county, as member of the Board of Trustees of the Upper Peninsula Hospital for the Insane, for the term ending April 16, 1905, to fill the vacancy caused by the resignation of Sanford N. Dutcher.

I also nominate Perry Leighton, of Newberry, Luce county, as member of the Board of Trustees of the Upper Peninsula Hospital for the Insane, for the term ending on the second Monday of February, 1911.

I also nominate David T. Morgan, of Republic, Marquette county, as member of the Board of Trustees of the Upper Peninsula Hospital for the Insane, for the term ending on the second Monday of February, 1911.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

#### PRESENTATION OF PETITIONS.

No. 31. By Mr. Cropsey: Resolutions of the Board of Supervisors of Kalamazoo county, relative to the compensation of justices of the peace.

Referred to the Committee on Judiciary.

No. 32. By Mr. Cropsey: Resolutions of the Board of Supervisors of Kalamazoo county, relative to the payment of a salary to the sheriff in lieu of fees.

Referred to the Committee on Counties and Townships.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on College of Mines:

The Committee on College of Mines report

Senate bill No. 113, entitled

A bill making appropriations for the current expenses and building and special purposes for the Michigan College of Mines at Houghton, for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

S. A. SHELDON,  
Chairman.

The report was accepted and the committee discharged.

Mr. Sheldon moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 286, entitled

A bill to incorporate the city of Bad Axe, in the county of Huron.

With the following amendment thereto:

By striking out of lines 7 to 11, inclusive, of section 8 the following:

"Provided, That they shall have concurrent jurisdiction in all civil actions wherein the debt or damages do not exceed \$500; and Provided further, That they shall have jurisdiction to entertain and determine

actions where any of the parties, either plaintiff or defendant, are residents of said county of Huron."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Traver
Brown	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Doherty	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem
Farr	Martindale		26

#### NAYS.

0

The title was agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate Joint Resolution No. 194, entitled

Joint Resolution proposing an amendment to the Constitution of this State, by so amending section ten of article ten as to provide for a board of county auditors for the counties of Saginaw, Jackson, Washtenaw, Kent and Genesee.

With the following amendments thereto:

1. By striking out of lines 10 and 11 of section 10 of the Joint Resolution the words "rendered, except the salaries of county officers," and inserting in lieu thereof the words "rendered for."

2. By inserting in line 12 of section 10 of the Joint Resolution after the word "fixed" the words "and defined."

3. By striking out of line 29 of section 10 of the Joint Resolution the words "counties of Saginaw, Jackson, Washtenaw, Kent and Genesee," and inserting in lieu thereof the words "county of Genesee."

4. By striking out of lines 31 and 32 of section 10 of the Joint Resolution the words "counties of Saginaw, Jackson, Washtenaw, Kent and Genesee," and inserting in lieu thereof the words "county of Genesee."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendments made to the Joint Resolution by the committee.

The motion prevailed.

Mr. Rumer moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Doherty	Kane	Peek	Yeomans
Ely	Linsley	Rumer	President pro tem

28

#### NAYS.

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The question being on agreeing to the title,

Mr. Rumer moved to amend the title so as to read as follows:

Joint Resolution proposing an amendment to the constitution of this state, by so amending section 10 of article 10 as to provide for a Board of County Auditors for the county of Genesee.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Rumer moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

The following is the Joint Resolution:

Joint Resolution proposing an amendment to the constitution of this State, by so amending section ten of article ten as to provide for a board of county auditors for the county of Genesee.

Resolved by the Senate and House of Representatives, of the State of Michigan, That the following amendment to the constitution of this State be and the same is hereby proposed, that is to say, that section ten of article ten of said constitution be amended to read as follows:

#### ARTICLE X.

Section 10. The board of supervisors, or, in the counties of Saginaw, Jackson, Washtenaw, Kent, Wayne and Genesee, the board of county auditors shall have the exclusive power to fix the compensation for all services rendered for and to adjust all claims against their respective counties, and the sums so fixed and defined shall be subject to no appeal.

And be it further resolved, That said constitutional amendment shall be submitted to the people of the State at the election to be held on the first Monday in April in the year nineteen hundred five, and that the Secretary of State is hereby required to certify the same to the clerks of the several counties, and give notice of the same to the sheriffs of the several counties in this State, and the said sheriffs of the several counties in this State shall be required to give notice of the same to the several townships and wards in said State, in the manner required by law, and the inspectors of election in the several townships and cities of this State shall prepare a suitable box for the reception of ballots cast for or against said amendment, and the said amendment shall be printed upon the official ballot used at said election, as provided by law, as follows:

“Amendment to the constitution providing a board of county auditors for the county of Genesee,—“Yes.”

“Amendment to the constitution providing for a board of county auditors for the county of Genesee,—“No.”

Such ballots so prepared shall be sent out by said board of election commissioners at the same time and in the same manner as the ballots to be used at said general election. And it shall be the duty of the board of election inspectors, at each voting precinct in this State, to see to it that each elector is furnished with a ballot relative to such proposed amendment, at the same time that he is furnished with a general ballot, and to inform such elector of the nature and purpose of it, and each elector shall be required on coming out of the booth and tendering his vote to the inspectors of election, to produce and hand to such inspectors the ballot relating to such amendment, who shall place the same in the box prepared for that purpose. All votes cast therefor shall be taken, counted, canvassed and returned as provided by law for the election of State officers.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 30, entitled

A bill to amend act No. 56, laws of 1899, providing that school districts to secure their share of the primary school fund shall show compliance with above act;

With the accompanying substitute therefor, entitled

A bill to amend section 1 of Act No. 56 of the Public acts of 1895, entitled “An act to provide for the purchase and display of United States flags in connection with school buildings within this state,” being section 4802 of the Compiled Laws of 1897.

Recommend that the substitute be concurred in and that the bill, as substituted, do pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Agricultural College:

The Committee on Agricultural College report  
Senate bill No. 179, entitled

A bill to authorize the state board of agriculture to sell a certain tract of land belonging to the upper peninsula experiment station and to purchase a certain other tract of land for the use of the upper peninsula experiment station;

With the recommendation that the bill pass.

E. B. LINSLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report  
Senate Joint Resolution No. 191, entitled

Joint Resolution authorizing and empowering the State Board of Agriculture to reimburse members of the volunteer fire department of the State Agricultural College for losses incurred by fire February 11, 1905.

With the following amendment thereto:

1. By inserting in line 11, after the word "sum," the words "not exceeding \$150."

Recommend that the amendment be concurred in, and that when so amended the Joint Resolution pass.

BELA W. JENKS,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the Senate concur in the amendment made to the Joint Resolution by the committee.

The motion prevailed.

Mr. Woodman moved that the rules be suspended and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators-elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Doherty	Kane	Peek	Yeomans
Ely	Linsley	Rumer	President pro tem

28

#### NAYS.

0

The title was agreed to.

Mr. Woodman moved that the Joint Resolution be ordered to take immediate effect.



The motion prevailed, two-thirds of all the Senators-elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Substitute House bills Nos. 10 and 72 (file No. 21) entitled

A bill to amend sections 4, 5, 6, 11 and 12 of Act No. 211 of the Public Acts of 1893, approved June 2, 1893, entitled "An act to provide for the appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by Act No. 245 of the Session Laws of 1895, approved June 1, 1895, and further amended by Act No. 154 of the Session Laws of 1897, approved May 24, 1897, and further amended by Act No. 268 of the Session Laws of 1899, approved June 30, 1899, and further amended by Act No. 186 of the Session Laws of 1901, approved May 29, 1901, and further amended by Act No. 230 of the Session Laws of 1903, approved June 18, 1903, and to add thereto eight sections, to stand as sections 13, 14, 15, 16, 17, 18, 19 and 20, and to provide penalties for violations of the provisions of this act.

With the recommendation that the bill pass.

BELA W. JENKS,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the bill be referred to the committee of the whole and placed at the head of the General Order for today.

The motion prevailed.

By the Committee on Taxation:

The Committee on Taxation respectfully requests that

Senate bill No. 200, entitled

A bill to exempt from assessment and taxation, land contracts, deeds of trust, mortgages, promissory notes, and all agreements and promises to pay money, except bank notes circulating as money, and to prohibit any assessing officer from taking any such papers into account in making assessments in this state, and to repeal all acts or parts of acts in anywise contravening any of the provisions of this act;

Be printed for the use of the committee.

A. J. DOHERTY,  
Acting Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report

Senate bill No. 104, entitled

A bill to amend sections 1, 4, 5 and 7 of an act, entitled "An act to incorporate the Baptist Convention of the State of Michigan," being act No. 42 of the Session Laws of 1842, approved February 16, A. D. 1842, as amended by act No. 72 of the Public Acts of 1893;

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.



The bill was referred to the committee of the whole and placed on the General Order.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 2, 1905.

To the President of the Senate:

Sir:—I am instructed by the House, respectfully to request the return to the House of the following bill:

Senate bill No. 116, entitled

A bill to authorize the township of South Haven, in the county of Van Buren and state of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the city of South Haven, in Van Buren county, State of Michigan;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the bill.

Mr. Woodman moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 2, 1905.

To the President of the Senate.

Sir:—I am instructed by the House, respectfully to request the return to the House of the following bill:

Senate bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of the fees received by such officers;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Cook moved that a respectful message be sent to the Governor, asking the return of the bill to the Senate.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 341, entitled

A bill to amend section 10 of act No. 190 of the public acts of 1891,

approved July 3, 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this state, as amended; the same being compiler's section No. 3612 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 399, entitled

A bill to authorize the village of Boyne City, in the county Charlevoix, to borrow money and issue its bonds therefor, for the purpose of building a bridge across Boyne River in said village, and to provide for the levy and collection of taxes for the payment of the interest and principal thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 293, entitled

A bill to amend act number 479 of the local acts of the State of Michigan for the year 1903, entitled "An act to authorize and empower the city of South Haven, in the county of Van Buren and State of Michigan to raise or borrow money and issue bonds therefor not to exceed \$50,000 with which to purchase a site for a park and for the improvement thereof in the city of South Haven," by adding thereto a new section to be known as section 4;"

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:  
House bill No. 382, entitled

A bill to authorize the township board of the township of Edenville, in the county of Midland, to borrow five thousand dollars for the purpose of building a bridge, and to issue its bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 274, entitled

Joint Resolution to amend section 6 of article 6 of the constitution of the State of Michigan;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and pending its reference to a committee,

Mr. Rumer moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and pending the taking of the vote on the passage thereof,

Mr. Fyfe moved that the Joint Resolution be referred to the Committee on Judiciary.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 210, entitled

A bill to amend section 1 of act No. 252 of the public acts of 1903, entitled "An act to provide for the protection of fish in Brevoort Lake, county of Mackinac and State of Michigan";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 132 (file No. 36), entitled

A bill to amend section 2 of act No. 176 of the public acts of 1891, entitled "An act for the organization of township school districts in the Upper Peninsula," as amended by act 104 of the public acts of 1903, being section 4824 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 2, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 404, entitled

A bill to authorize the city of East Tawas in the county of Iosco, to levy and collect a tax of not to exceed one per cent on its assessed valuation for the years 1905, 1906, 1907, 1908 and 1909, in addition to the amounts now authorized by law to be assessed in cities of the fourth class, for the purpose of paying the amount of certain orders issued for the purchase of lands for the extension of the electric light and water works system of said city;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Brown	Mr. Hayden	Mr. Mills	Mr. Sheldon
Cropsey	Jenks	Moffatt	Traver
Doherty	Kane	Moriarty	Van Akin
Ely	Linsley	Peek	Woodman
Farr	MacKay	Rumer	Yeomans
Fyfe	Martindale	Russell	President pro tem

24

**NAYS.**

Mr. Baird	Mr. Helne
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2

The title was agreed to.

Mr. Doherty moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 165, entitled

A bill to authorize school district No. 8 of the township of Grosse

Pointe, county of Wayne and State of Michigan, to borrow money and issue bonds therefor in the sum of \$25,000, to be used in the erection of a school building or school buildings in said district, and furnishing the same and in the purchase of a site or sites therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Doherty	Kane	Peek	Yeomans
Ely	Linsley	Rumer	President pro tem
			28

**NAYS.**

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 259, entitled

A bill to amend the charter of the city of Lansing, being act No. 405 of the local acts of 1893, approved May 25, 1893, as amended by act No. 453 of the local acts of 1895, approved May 28, 1895, as amended by act No. 416 of the local acts of 1897, approved April 28, 1897, as amended by act No. 448 of the local acts of 1899, approved June 15, 1899, as amended by act No. 378 of the local acts of 1903, approved March 30, 1903, by amending section 3 in title 1; section 2 in title 2; section 6 in title 3;

sections 18, 19 and 42 in title 4; section 1 in title 6; sections 5 and 20 in title 11; sections 7 and 8 in title 12; sections 1 and 3 in title 18; also by adding three new sections to said title 11 to stand as sections 21, 22 and 23;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 28, entitled

A bill to provide that the adoption of Harold H. Huber, a minor son of William R. Huber, by David H. Lomison and Lucinda Lomison, husband and wife, all of St. Joseph county, Michigan, and that the changing of the name of said Harold H. Huber to Harold H. Lomison, and that the making of said Harold H. Huber (by the name of Harold H. Lomison) an heir at law of said David H. Lomison and Lucinda Lomison (which proceedings were had in the Probate Court for said county of St. Joseph, under the provisions of chapter 236 of the Compiled Laws of 1897) be annulled and set aside; that the name of Harold H. Huber be restored to said minor whose name was changed to Harold H. Lomison; that said Harold H. Huber shall not be an heir at law of said David H. Lomison and Lucinda Lomison or either of them; that said David H. Lomison and Lucinda Lomison shall each be relieved from all of the duties, responsibilities and liabilities assumed by them by reason of such adoption of said minor; and that said David H. Lomison, Lucinda Lomison, William R. Huber and Harold H. Huber be restored to all the privileges, rights and obligations which would have belonged to and been imposed upon them, respectively, if such adoption had not been made;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.



The following message from the House was also received and read:

House of Representatives.  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 346, entitled

A bill to provide for extending the period of compulsory education of children in Allouez township school district, in Allouez township, Keweenaw county, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 2, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 288, entitled

A bill to amend section 2 of an act, entitled "An act relative to free schools in the City of Detroit," approved February 24, 1869, and being act number 233 of the Session Laws of 1869, as amended;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 375, entitled

A bill providing for three election districts for the township of Portage, county of Houghton, state of Michigan, defining the limits thereof, providing for a new registration of voters thereof, and determining who shall be inspectors of election therein, and to repeal Act No. 308 of the



Local Acts of 1889, entitled "An act providing for two voting precincts for the township of Portage, in the county of Houghton, defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of the election thereof, and all other acts or parts of acts inconsistent with the provisions of this act;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 226 (file No. 33), entitled

A bill to provide for the reimbursement of circuit judges for their actual expenses incurred by them in holding court in counties other than in the county where they reside;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 8 (file No. 5), entitled

A bill to amend section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, as amended by Act No. 233 of the Public Acts of Michigan for the year 1903 being section 7008 of the Compiled Laws of 1897;

And to inform the Senate that the House has amended the title of the bill to read as follows:

A bill to amend Section 18 of Act No. 113 of the Public Acts of Michigan for the year 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing

iron, copper, silver, mineral coal, and other ores or minerals, and to fix the duties and liabilities of such corporations," as amended by Act No. 233 of the Public Acts of Michigan for the year 1903, being Section 7008 of the Compiled Laws of 1897;

And that with the title thus amended the bill has passed the House.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on agreeing to the title, as amended by the House, Mr. Brown moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 24 (file No. 10), entitled

A bill to amend act number one hundred twenty-eight of the Public Acts of eighteen hundred ninety-nine, entitled "An act to authorize the consolidation of Street Railway, Electric Light and Gas Light Companies, or any two thereof," approved June 15th, 1899, as amended by act number ten of the Public Acts of nineteen hundred one and by Act number fifty of the Public Acts of nineteen hundred three, by amending sections 1 and 2 of said act number one hundred twenty-eight of the Public Acts of eighteen hundred ninety-nine, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the state;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 31 (file No. 14), entitled

A bill to amend sections 4, 5, 6 and 7 of act No. 81 of the Public Acts

of 1873, being "An act to establish a State Board of Health, to provide for the appointment of a Superintendent of Vital Statistics, and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal act 241 of the Public Acts of 1881, act 142 of the Public Acts of 1897, act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act;

And to inform the Senate that the House has amended the same as follows:

By inserting at the end of section 7 the words "and not to exceed ten thousand dollars shall be expended by said board of health in any one year for the employment of additional clerks in the office of said board, under the provisions of act No. 173 of the session laws of 1871, entitled "An act to provide for the payment of the salaries of the state officers" being section 165 of the Compiled Laws of 1897";

And that the bill, as thus amended, the House has passed, and has concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. Doherty moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Traver
Brown	Hayden	Moffatt	Van Akin
Cook	Heine	Moriarty	Woodman
Cropsey	Jenks	Rumer	Yeomans
Doherty	Kane	Russell	President protem
Ely	MacKay		26

#### NAYS.

0

The bill was referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Woodman moved to discharge the Committee on Cities and Villages from the further consideration of House bill No. 293, entitled

A bill to amend Act No. 479 of the Local Acts of the State of Michigan for the year 1903, entitled "An act to authorize and empower the city of South Haven, in the county of Van Buren, and State of Michigan, to

raise or borrow money and issue bonds therefor not to exceed \$50,000 with which to purchase a site for a park and for the improvement thereof in the city of South Haven," by adding thereto a new section to be known as section 4;

The motion prevailed.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Van Akin
Cook	Heine	Moffatt	Woodman
Cropsey	Jenks	Moriarty	Yeomans
Doherty	Kane	Rumer	President pro tem
Ely			25

#### NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### NOTICES.

Mr. Ashley gave notice that at some future day he would ask leave to introduce

A bill to amend sections 3, 4, 7, 9, 13, 14 and 24 of an act, entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853, as amended, and to repeal all acts and parts of acts inconsistent therewith.

#### INTRODUCTION OF BILLS.

Mr. Moriarty introduced

Senate bill No. 202, entitled

A bill to authorize the village of Baraga, in the county of Baraga, state of Michigan, to borrow money and issue bonds therefor to the amount of \$40,000, for the purpose of constructing and establishing a water-works system and an electric lighting plant.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Traver
Brown	Hayden	Mills	Van Akin
Cook	Heine	Moriarty	Woodman
Cropsey	Jenks	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley		26

## NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Baird introduced

Senate bill No. 203, entitled

A bill to prohibit the manufacture, sale, offering for sale, giving away, or otherwise disposing of, or bringing into the state for the purpose of selling, giving away, or otherwise disposing of, cigarettes, or cigarette paper, or any substitute therefor, to provide a penalty therefor, and to provide for the dissemination of knowledge concerning the deleterious effects of using cigarettes.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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Mr. Brown arose and stated that the Senate had been advised of the death at South Carolina of a brother of Senator Farr, the deceased having formerly been a resident of Michigan.

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Mr. Brown then moved that as a mark of respect to Senator Farr, that the Senate take a recess until 4 o'clock p. m., the time being 3:30 o'clock p. m.

The motion prevailed.

## AFTER RECESS.

4 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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Senator Seeley entered the Senate Chamber and took his seat.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 203, entitled

A bill to prohibit the manufacture, sale, offering for sale, giving away, or otherwise disposing of cigarettes, or cigarette paper, or any substitute therefor, to provide a penalty therefor and to provide for the dissemination of knowledge concerning the deleterious effects of using cigarettes;

With the accompanying substitute therefor, entitled

A bill to prohibit the sale, giving away, offering for sale, or bringing into the State for the purpose of selling, giving away, or otherwise disposing thereof, of any cigarettes, cigarette paper or substitute therefor;

Recommend that the substitute be concurred in and that the bill, as substituted do pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

Mr. Baird moved that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
House bill No. 172 (file No. 35), entitled

A bill to amend section fourteen of chapter two, sections ten, twenty-two and twenty-three of chapter three, and section three of chapter four, of act one hundred sixty-four, of the public acts of eighteen hundred eighty-one, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections four thousand six hundred fifty-nine, four thousand six hundred seventy-five, four thousand six hundred eighty-seven, four thousand six hundred eighty-nine, and four thousand six hundred ninety-four of the compiled laws of eighteen hundred ninety-seven.

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools.

The Committee on Education and Public Schools report.

House bill No. 288, entitled

A bill to amend section two of an act, entitled "An act relative to free schools in the city of Detroit," approved February 24th, 1869, and being act Number 233 of the Session Laws of 1869, as amended;

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Kane	Peek	Woodman
Doherty	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem
Farr			29

#### NAYS.

0

The title was agreed to.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 259, entitled

A bill to amend the charter of the city of Lansing, being Act No. 405 of the local acts of 1893, approved May 25, 1893, as amended by Act No. 453 of the local acts of 1895, approved May 28, 1895, as amended by Act No. 416 of the local acts of 1897, approved April 28, 1897, as amended by Act No. 448 of the local acts of 1899, approved June 15, 1899, as amended by Act No. 378 of the local acts of 1903, approved March 30, 1903, by amending section 3 in title 1; section 2 in title 2, section 6 in title 3; sections 18, 19 and 42 in title 4; section 1 in title 6; sections 5 and 20 in title 11; sections 7 and 8 in title 12; sections 1 and 3 in title 18; also by adding three new sections to said title 11, to stand as sections 21, 22 and 23;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Seeley
Brown	Hayden	Mills	Sheldon
Cook	Helne	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Kane	Peek	Woodman
Ely	Linsley	Rumer	President pro tem

28

## NAYS.

0

The title was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## INTRODUCTION OF BILLS.

Mr. Hayden introduced

Senate bill No. 204, entitled

A bill to amend section 14 of act 133 of the Public Acts of 1879, entitled "An act to establish an institution under the name and style of the Michigan Reform School for Girls," approved May 31, 1879, the same being compiler's section 2214 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

Mr. Cropsey introduced

Senate bill No. 205, entitled

A bill to amend section 1 of Act No. 112 of the Public Acts of 1885, entitled "An act to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by Act No. 223 of the Public Acts of 1903, approved June 18, 1903.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

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Mr. Doherty moved that the Senate resolve itself into

## EXECUTIVE SESSION.

The motion prevailed, the time being 4:20 o'clock p. m.

The executive session closed, the time being 4:55 o'clock p. m.



Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Doherty moved that when the Senate adjourn tomorrow it stand adjourned until Monday, March 6, at 9 o'clock p. m.

The motion prevailed.

Mr. Ashley moved to reconsider the vote by which the Senate today passed the following named bill:

House bill 288, entitled

A bill to amend section 2 of an act, entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, and being Act No. 233 of the Session Laws of 1869, as amended.

The motion prevailed.

The question being on the passage of the bill,

Mr. Ashley moved that the bill be laid on the table.

The motion prevailed.

---

Mr. Kane asked and obtained leave of absence for himself from tomorrow's session.

Messrs. Ashley, Hayden, Sheldon and Woodman asked and obtained leave of absence for themselves from next Monday's session.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 2, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 439, entitled

A bill to amend Section 1 of Act No. 442 of the Local Acts of 1903, being "An act to amend Section 1 of Chapter 17 of Act No. 251 of the Local Acts for the year 1891, entitled 'An act to revise and amend the charter of the city of Ishpeming,' as amended by Act No. 317 of the Local Acts of 1893, and Act No. 417 of the Local Acts of 1897, and Act No. 356 of the Local Acts of 1901, approved March 28, 1901;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Moffatt	Mr. Seeley
Baird	Hayden	Moriarty	Van Akin
Brown	Jenks	Peek	Woodman
Cook	Linsley	Rumer	Yeomans
Cropsey	Martindale	Russell	President pro tem
Doherty	Mills		22

## NAYS.

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem called Mr. Russell to the chair.

After some time spent therein, the committee arose, and through their chairman made the following report:

The committee have had under consideration the following:

Substitute for House bills Nos. 10 and 72 (file No. 21), entitled

A bill to amend sections four, five, six, eleven and twelve, of act number two hundred eleven, of the public acts of eighteen hundred ninety-three, approved June two, eighteen hundred ninety-three, entitled "An act to provide for the appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by act number two hundred forty-five, of the session laws of eighteen hundred ninety-five, approved June one, eighteen hundred ninety-five, and further amended by act number one hundred fifty-four, of the session laws of eighteen hundred ninety-seven, approved May twenty-four, eighteen hundred ninety-seven, and further amended by act number two hundred sixty-eight, of the session laws of eighteen hundred ninety-nine, approved June thirty, eighteen hundred ninety-nine, and further amended by act number one hundred eighty-six, of the session laws of nineteen hundred one, approved May twenty-nine, nineteen hundred one, and further amended by act number two hundred thirty, of the session laws of nineteen hundred three, approved June eighteen nineteen hundred

three, and to add thereto eight sections to stand as sections thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, and to provide penalties for violations of the provisions of this act;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

HUNTLEY RUSSELL,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

House bill No. 171 (file No. 28), entitled

A bill to amend section 29 of act No. 183 of the public acts of 1897, being compiler's section No. 391 of the Compiled Laws of 1897.

Was read a third time and pending the taking of the vote on the passage thereof,

Mr. Seeley moved to amend the bill by striking out of line 11 of section 1 the words "for felonies."

The amendment was received, a majority of all the Senators elect voting therefor.

The amendment was then adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Doherty.

Mr. Ely  
Farr  
Hayden  
Jenks  
Linsley  
Martindale

Mr. Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Van Akin  
Woodman  
Yeomans  
President pro tem  
24

### NAYS.

0

The question being on agreeing to the title,

Mr. Seeley moved to amend the title so as to read as follows:

A bill to amend section No. 29 of act No. 183 of the Public Acts of 1897, entitled "An act to provide for the appointment and to fix the term of office, duties and compensation of circuit court stenographers in the State of Michigan," said section being compiler's section No. 391 of the compiled laws of 1897.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Substitute for House bills Nos. 10 and 72 (file No. 21), entitled

A bill to amend sections 4, 5, 6, 11 and 12 of act No. 211 of the public acts of 1893, approved June 2, 1893, entitled "An act to provide for the

appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by act No. 245 of the session laws of 1895, approved June 1, 1895, and further amended by act No. 154 of the session laws of 1897, approved May 24, 1897, and further amended by act No. 268 of the session laws of 1899, approved June 30, 1899, and further amended by act No. 186 of the session laws of 1901, approved May 29, 1901, and further amended by act No. 230 of the session laws of 1903, approved June 18, 1903, and to add thereto eight sections to stand as sections 13, 14, 15, 16, 17, 18, 19, 20, and to provide penalties for violations of the provisions of this act.

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Mills	Mr. Seeley
Baird	Farr	Moffatt	Sheldon
Brown	Hayden	Moriarty	Van Akin
Cook	Jenks	Peek	Woodman
Cropsey	Linsley	Rumer	Yeomans
Doherty	Martindale	Russell	President pro tem
			24

## NAYS.

0

The question being on agreeing to the title,

Mr. Doherty moved to amend the title so as to read as follows:

A bill to amend sections 4, 5, 6, 11 and 12 of Act No. 211 of the Public Acts of 1893, approved June 2, 1893, entitled "An act to provide for the appointment of a Dairy and Food Commissioner, and to define his powers and duties and fix his compensation," as amended by Act No. 245 of the Public Acts of 1895, approved June 1, 1895, and further amended by Act 154 of the Public Acts of 1897, approved May 24, 1897, and further amended by Act No. 268 of the Public Acts of 1899, approved June 30, 1899, and further amended by Act No. 186 of the Public Acts of 1901, approved May 29, 1901, and further amended by Act No. 230 of the Public Acts of 1903, approved June 18, 1903, and to add thereto eight sections to stand as sections 13, 14, 15, 16, 17, 18, 19 and 20, and to provide penalties for violations of the provisions of this act.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 6 o'clock p. m.

The President pro tem declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## THIRTY-FIRST DAY.

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Lansing, March 3, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Doherty, Ely, Farr, Hayden, Jenks, Linsley, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Van Akin, Woodman, Yeomans, President pro tem—23.

The following Senators were absent with leave: Messrs. Brown, Curtis, Fyfe, Heine, Jones, Kane, Smith, Traver—8.

The following Senator was absent without leave: Mr. MacKay.

Mr. Martindale moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 1, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 221 (file No. 39), entitled

A bill to establish a board of police commissioners for the city of Mt. Clemens, and to prescribe its powers and duties;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

## INTRODUCTION OF BILLS.

Mr. Ashley introduced  
Senate bill No. 206, entitled

A bill to amend sections three, four, seven, nine, thirteen, fourteen and twenty-four of an act, entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February fourteenth, one thousand eight hundred fifty-three, as amended and to repeal all acts and parts of acts inconsistent therewith.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Cities and Villages.

---

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem called Mr. Ashley to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The Committee have had under consideration the following:

Senate bill No. 115 (file No. 42), entitled

A bill to provide for the reimbursement of circuit judges for their actual expenses incurred by them in holding court in counties other than in the county where they reside;

And have directed their chairman to report the same back to the Senate with the recommendation that it be laid on the table.

NOBLE ASHLEY,  
Chairman.

The report was accepted.

Mr. Ashley moved that the Senate concur in the recommendation of the committee regarding the bill named in the report.

The motion prevailed, and the bill was laid on the table.

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By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 3, 1905.

To the President of the Senate:

Sir:—In compliance with the request of the Senate therefor, I herewith return

Senate bill No. 143, enrolled No. 18, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of fees of such officers.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Cook moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Cook moved to reconsider the vote by which the Senate on February 21, passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Cook moved that the bill be returned to the House in accordance with the request therefor.

The motion prevailed.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, March 3, 1905.

To the President of the Senate:

Sir:—In compliance with the request of the Senate therefor, I herewith return

Senate bill No. 116, enrolled No. 16, entitled

A bill to authorize the township of South Haven in the county of Van Buren and state of Michigan, to hold caucuses, primaries and elections, and to transact all township business within the corporate limits of the city of South Haven in Van Buren county, state of Michigan.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Cook moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Woodman moved to reconsider the vote by which the Senate on February 16, ordered the above named bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Woodman then moved to reconsider the vote by which the Senate on February 16, passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.



The question being on the passage of the bill,  
Mr. Woodman moved that the bill be laid on the table.  
The motion prevailed.

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Mr. Mills moved that the Senate adjourn.  
The motion prevailed, the time being 9:30 o'clock a. m.  
The President pro tem declared the Senate adjourned until Monday,  
March 6, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## THIRTY-SECOND DAY.

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Lansing, March 6, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Brown, Cook, Cropsey, Curtis, Ely, Fyfe, Hayden, Jenks, Jones, Kane, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Van Akin, Woodman, Yeomans, President pro tem—24.

The following Senators were absent with leave: Messrs. Ashley, Farr, Heine, Smith—4.

The following Senators were absent without leave: Messrs. Doherty, Linsley, Moffatt, Traver—4.

Mr. Russell moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 3, 1905.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 46 (file No. 9), entitled

A bill to amend sections 3 and 14 of chapter 4 of Act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4694 and 4705 of the Compiled Laws of 1897;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 1 of section 1 the final "s" of the word "sections" and the words "three and."

2. By striking out section 3.

And to further inform the Senate that the House has amended the title of the bill to read as follows:

A bill to amend section 14 of chapter 4 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 4705 of the Compiled Laws of 1897;

And that in the passage of the bill, as thus amended, and with the title so amended, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Cook moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Hayden	Mr. Mills	Mr. Sheldon
Brown	Jenks	Moriarty	Van Akin
Cook	Jones	Peek	Woodman
Cropsey	Kane	Rumer	Yeomans
Curtis	MacKay	Russell	President pro tem
Ely	Martindale	Seeley	23

#### NAYS.

0

The question being on agreeing to the title, as amended by the House, Mr. Cook moved that the title, as amended, be agreed to.

The motion prevailed.

The bill was then referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Moriarty introduced  
Senate bill No. 207, entitled

A bill to repeal act No. 336 of the Local Acts of 1903, entitled "An act to divide the township of Crystal Falls, Iron county, Michigan, into two election districts and to provide for conducting elections therein."

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Brown	Hayden	Mills	Sheldon
Cook	Jenks	Moriarty	Woodman
Cropsey	Jones	Peek	Yeomans
Curtis	Kane	Rumer	President pro tem
Ely	MacKay	Russell	23

## NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Mills introduced

Senate bill No. 208, entitled

A bill to amend sections 28 and 42 of act No. 173 of the Public Acts of Michigan of the year 1855, being an act entitled "An act to amend chapter 93 of the Revised Statutes of 1846, entitled 'Of courts held by justices of the peace,' " being sections 731 and 745 of the Compiled Laws of Michigan for the year 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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The Secretary submitted the following report:

Lansing, Mich., March 6, 1905.

To the President of the Senate:

Sir:

Senate bill No. 120 (enrolled No. 20);

Also:

Senate bill No. 185 (enrolled No. 21);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 9:20 o'clock p. m.

The President pro tem declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## THIRTY-THIRD DAY.

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Lansing, March 7, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Van Akin, Woodman, Yeomans, President pro tem—30.

The following Senators were absent without leave: Messrs. Moffatt, Smith—2.

Mr. Kane moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MOTIONS AND RESOLUTIONS.

Mr. Ashley moved to take from the table

House bill No. 288, entitled

A bill to amend section 2 of an act, entitled "An act relative to free schools in the city of Detroit," approved February 24, 1869, and being Act No. 233 of the Session Laws of 1869, as amended.

The motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Heine  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

30

### NAYS.

0

The title was agreed to.

Mr. Martindale moved to discharge the committee of the whole from the further consideration of

House bill No. 172 (file No. 35), entitled

A bill to amend section 14 of chapter 2, sections 10, 22 and 23 of chapter 3, and section 3 of chapter 4, of act 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4659, 4675, 4687, 4689, 4694 of the Compiled Laws of 1897.

The motion prevailed.

Mr. Martindale moved that the bill be referred to the Committee on Education and Public Schools.

The motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 33. By Mr. Yeomans: Petition of Frank H. Freeman and 93 other citizens of Ionia County, asking for the passage of a bill prohibiting the spearing of fish in the waters of Long Lake, Ionia County.

Referred to the Committee on Fisheries.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

House Joint Resolution No. 274, entitled

Joint Resolution to amend section 6 of article 6, of the Constitution of the State of Michigan;

With the recommendation that the Joint Resolution pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Mills  
Moriarty  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

29

#### NAYS.

0

The question being on agreeing to the title,

Mr. Brown moved to amend the title so as to read as follows:

“Joint Resolution to amend section 6 of article 6 of the Constitution of the State of Michigan relative to the compensation of the Circuit Judge in the County of Genesee.”

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Rumer moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

The following is the Joint Resolution:

Joint Resolution to amend section 6 of article 6 of the Constitution of the State of Michigan, relative to the compensation of the Circuit Judge in the County of Genesee.

Resolved by the Senate and House of Representatives of the State of Michigan, That the following amendment to the constitution of this state be and the same hereby is proposed, that is to say, that section 6 of article 6 of said constitution be amended so as to read as follows:

Section 6. The state shall be divided into judicial circuits, in each of which the electors thereof shall elect one circuit judge, who shall hold his office for the term of six years, and until his successor is elected and qualified. The legislature may provide for the election of more than one circuit judge in the judicial circuit in which the city of Detroit is or may be situated, and in the judicial circuit in which the county of Saginaw is or may be situated, and in the judicial circuit in which the county of Kent is or may be situated, and in the judicial circuit in which the county of St. Clair is or may be situated. And the circuit judge or judges of such circuits, in addition to the salary, provided by the constitution, shall receive from their respective counties such additional salary as may from time to time be fixed and determined by the board of supervisors of said county. And the board of supervisors of each county in the upper peninsula, and in the counties of Bay and Washtenaw and the county of Genesee in the lower peninsula is hereby authorized and empowered to give and to pay the circuit judge of the judicial circuit to which said county is attached, such additional salary or compensation as may from time to time be fixed and determined by such board of supervisors. This section as amended shall take effect from the time of its adoption; and be it further

Resolved, That said constitutional amendment shall be submitted to the people of the state at the election to be held on the first Monday in April in the year 1905, and that the Secretary of State is hereby required to certify the same to the clerks of the several counties, and give notice of the same to the sheriffs of the several counties of this state, and the said sheriffs of the several counties of the state shall be required to give notice of the same to the several townships and wards in said state, in the manner required by law, and the inspectors of election in the several townships and cities of this state shall prepare a suitable box for the reception of the ballots cast for or against said amendment, and the said amendment shall be printed upon the official ballot used at said election as provided by law, as follows:

“Amendment to the constitution relative to circuit courts affecting only the county of Genesee.—Yes.”



"Amendment to the constitution relative to circuit courts affecting only the county of Genesee.—No."

Such ballots, so prepared, shall be sent out by said board of election commissioners at the same time and in the same manner as the ballots to be used at said general election. And it shall be the duty of the board of election inspectors at each voting precinct in this state, to see to it that each elector is furnished with a ballot relative to such proposed amendment at the time that he is furnished with a general ballot, and such elector shall return his ballot thereon to the election inspectors, who shall place the same in the box provided for that purpose.

All votes cast therefor shall be taken, counted, canvassed and returned as provided by law for the election of state officers.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 382, entitled

A bill to authorize the township board of the township of Edenville, in the county of Midland, to borrow \$5,000 for the purpose of building a bridge, and to issue its bonds therefor;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President protom
Ely	Linsley		30

#### NAYS.

The title was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 61 (file No. 23), entitled

A bill to amend sections 1 and 2 of act No. 166 of the Public Acts of 1901, entitled "An act to define the legal qualifications of kindergarten, music and drawing teachers in the State";

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Agricultural College:

The Committee on Agricultural College report

Senate bill No. 195, entitled

A bill to amend section 7 of act 44 of the Public Acts of 1899, being "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this state now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the state of Michigan, and to repeal act No. 122 of the Public Acts of 1889, approved May 31, 1889, act No. 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act";

With the recommendation that the bill pass.

E. B. LINSLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report

House bill No. 249, entitled

A bill to provide for the incorporation of Wesleyan Methodist churches;

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley		30

#### NAYS

0

The title was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
March 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 238 (file No. 47), entitled

A bill to amend section 5 of chapter 35 of the Revised Statutes of 1846, as amended by the several acts amendatory thereof, entitled "Of the preservation of the public health, quarantine, nuisances, and offensive trades," being section 4414 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

## NOTICES.

Mr. Ashley gave notice that at some future day he would ask leave to introduce

A bill to amend sections 46, 47, 48, 49 and 52 of chapter 2 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883.

## INTRODUCTION OF BILLS.

Mr. Baird introduced

Senate bill No. 209, entitled

A bill in relation to the manufacture and sale of baking powder.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Brown introduced

Senate bill No. 210, entitled

A bill to regulate the introduction of evidence in actions brought for the recovery of damages for libel.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Glasgow (by request) introduced

Senate bill No. 211, entitled

A bill relative to the Michigan Pioneer and Historical Society, making

appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Woodman introduced  
Senate bill No. 212, entitled

A bill to provide for the re-survey and a re-platting of the village of Decatur and the additions thereto and the subdivisions thereof, and to establish such new plat as the legal plat of the said village of Decatur.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. MacKay introduced  
Senate bill No. 213, entitled

A bill to amend section 5 of chapter 281 of the Compiled Laws of 1897, being compiler's section 10117 of said compilation, as the same was amended by act 148 of the Public Acts of 1897, relative to the survival of actions, approved May 19, 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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Mr. Brown moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Doherty to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 140 (file No. 41), entitled

A bill to amend section 29 of chapter 154 of the Revised Statutes of 1846, entitled "Of Offenses Against Property," as amended, said section being section 11565 of the Compiled Laws of 1897;

Also:

Senate bill No. 71 (file No. 49), entitled

A bill to regulate and fix the salary of the register of probate for the county of Kent, and to provide for the collection of certain fees in the probate court for said county, and to repeal all acts or parts of acts inconsistent therewith;

Also:

Senate bill No. 36 (file No. 51), entitled

A bill to amend act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this state";

Also:

Senate Joint Resolution No. 41 (file No. 52), entitled  
Joint Resolution proposing an amendment to section 9, article 14 of the constitution of the state of Michigan to provide for the improvement of the public wagon roads;

Also:

Senate bill No. 179 (file No. 54), entitled

A bill to authorize the State Board of Agriculture to sell a certain tract of land belonging to the Upper Peninsula experiment station and to purchase a certain other tract of land for the use of the Upper Peninsula experiment station;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 30 (file No. 53), entitled

A bill to amend section 1 of act No. 56 of the Public Acts of 1895, entitled "An act to provide for the purchase and display of United States flags in connection with public school buildings within this State," being section 4802 of the Compiled Laws of 1897;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

A. J. DOHERTY,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Doherty moved that the Senate concur in the amendment made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

## THIRD READING OF BILLS.

Senate bill No. 140 (file No. 41), entitled

A bill to amend section 29 of chapter 154 of the Revised Statutes of 1846, entitled "Of Offenses Against Property," as amended, said section being section 11565 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Heine  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

30

### NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 71 (file No. 49), entitled

A bill to regulate and fix the salary of the register of probate for the county of Kent, and to provide for the collection of certain fees in the probate court for said county, and to repeal all acts or parts of acts inconsistent therewith;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely			29

## NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take effect July 1, 1905.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect July 1, 1905.

Senate bill No. 36 (file No. 51), entitled

A bill to amend act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this state";

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley		30

## NAYS.

0

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate Joint Resolution No. 41 (file No. 52), entitled

Joint Resolution proposing an amendment to section 9, article 14 of the Constitution of the State of Michigan, to provide for the improvement of the public wagon roads;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley
Baird	Fyfe	Mackay	Sheldon
Brown	Hayden	Martindale	Traver
Cook	Heine	Mills	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely			29

## NAYS.

0

The title was agreed to.

Mr. Ely moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

The following is the Joint Resolution:

Joint Resolution proposing an amendment to section 9, article 14, of the Constitution of the State of Michigan, to provide for the improvement of the public wagon roads.

Resolved, by the Senate and House of Representatives of the State of Michigan, That the following amendment to the Constitution of the State of Michigan be, and the same is hereby, proposed and submitted to the people of the state, that is to say, that section 9 of article 14 of said constitution be amended so as to read as follows:

Section 9. The state shall not be a party to, or interested in, any work or internal improvement, nor engaged in carrying on any such work except in the improvement of or aiding in the improvement of the public wagon roads and in the expenditure of grants to the state of land or other property: Provided, however, That the legislature of the State, by appropriate legislation, may authorize the city of Grand Rapids to issue its bonds for the improvement of Grand River: And be it further resolved, That the said proposed amendment be submitted to the electors of this State at the general election to be held the first Monday in April, in the year 1905; that the Secretary of State is hereby required to certify this proposed amendment to the clerks of the several counties of the State, as required by section 3624 of the Compiled Laws of 1897. The several county clerks shall at once, upon receipt of such certified amendment, convene the board of election commissioners of such county, and the said board shall forthwith prepare a ballot for the use of the electors desiring to vote upon said amendment, which shall be substantially in the following form: At the top of each ballot shall be printed in bold faced type the words, "Vote on the amendment to the constitution relative to the State aiding in the improvement of the public wagon roads." Then shall follow:

Amendment to the constitution relative to the State aiding in the improvement of the public wagon roads, [Yes].

Amendment to the constitution relative to the State aiding in the improvement of the public wagon roads. [No].

Such ballots so prepared shall be sent out by said board of election commissioners at the same time and in the same manner as the ballot to



be used at said general election. And it shall be the duty of the board of election inspectors at each voting precinct in this State to see to it that each elector is furnished with a ballot relative to such proposed amendment at the same time that he is furnished with the general ballot, and to inform such elector of the nature and purpose of it, and each elector shall be required, on coming out of the booth and tendering his vote to the inspectors of election, to produce and hand to such inspectors the ballot relating to such amendment, who shall place the same in the box prepared for that purpose.

All votes cast therefor shall be taken, counted, canvassed and returned as provided by law for the election of State officers.

Senate bill No. 30 (file No. 53), entitled

A bill to amend section 1 of act No. 56 of the Public Acts of 1895, entitled "An act to provide for the purchase and display of United States flags in connection with public school buildings within this State," being section 4802 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Rumer
Baird	Farr	Linsley	Russell
Brown	Fyfe	Mackay	Seeley
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Mills	Van Akin
Curtis	Jenks	Moriarty	President protem
Doherty	Jones		26
NAYS.			
Mr. Sheldon	Mr. Woodman	Mr. Yeomans	3

The title was agreed to.

Senate bill No. 179 (file No. 54), entitled

A bill to authorize the State Board of Agriculture to sell a certain tract of land belonging to the Upper Peninsula experiment station and to purchase a certain other tract of land for the use of the Upper Peninsula experiment station;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Brown	Mr. Farr	Mr. Kane	Mr. Sheldon
Cook	Fyfe	Linsley	Traver
Cropsey	Hayden	Martindale	Van Akin
Curtis	Heine	Russell	Yeomans
Doherty	Jenks	Seeley	President protem
Ely	Jones		22
NAYS.			
Mr. Ashley	Mr. Mackay	Mr. Rumer	Mr. Woodman
Baird	Mills		6

The title was agreed to.



Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

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By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced

Senate bill No. 214, entitled

A bill providing for a tax to be levied upon life insurance companies doing business in this State, and not deriving corporate existence from its laws.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 194, entitled

Joint Resolution proposing an amendment to the Constitution of this State, by so amending section 10 of article 10 as to provide for a board of county auditors for the county of Genesee;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 374, entitled

A bill to provide the manner of conducting elections in the township of Adams, county of Houghton, State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read :

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 316, entitled

A bill to amend act No. 357 of the Local Acts of 1901, approved March 28, 1901, entitled "An act to determine the territory to be embraced in, and to reorganize the school districts of the township of Marion, in Osceola county," by adding a new section thereto, to stand as section 15;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Kane moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Fyfe	Mills	Traver
Cook	Hayden	Moriarty	Van Akin
Cropsey	Jenks	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem

23

#### NAYS.

0

The title was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Hayden moved that the Senate take a recess until 4:10 o'clock p. m., the time being 3:55 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

4:10 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill 292, entitled

A bill to amend section 9 of act No. 472 of the Local Acts of 1903, entitled "An act to reincorporate the city of Benton Harbor, Berrien county Michigan";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 333, entitled

A bill to incorporate a city in the county of Gratiot, to be known and designated as the city of Alma, and to define its boundaries and powers;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

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Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 4:15 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## THIRTY-FOURTH DAY.

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Lansing, March 8, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Van Akin, Woodman, Yeomans, President pro tem—30.

The following Senators were absent without leave: Messrs. Jenks, Smith—2.

Mr. Seeley moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Farr asked and obtained leave of absence for the Committee on Normal School at Mt. Pleasant from Friday's session.

Mr. Peek asked and obtained leave of absence for himself from Friday's session.

Mr. Russell asked and obtained leave of absence for the Committee on Normal College from Thursday's and Friday's sessions.

Mr. Mills asked and obtained leave of absence for himself from next Monday's and Tuesday's sessions.

Mr. Rumer asked and obtained leave of absence for himself from tomorrow's session.

### PRESENTATION OF PETITIONS.

No. 34. By Mr. Sheldon: Petition of Aaron Hufferd and 91 other citizens of Genesee county in favor of the passage of the bill to prohibit the sale of cigarettes.

Referred to the Committee on Public Health.

No. 35. By Mr. Seeley: Petition of J. F. Smith and 9 other citizens of the township of Waterford, Oakland county, in favor of disorganizing school district No. 2, in said township.

Referred to the Committee on Education and Public Schools.

No. 36. By Mr. Seeley: Petition of M. Baldwin and 64 other citizens of Oakland county, asking for the passage of a bill providing for the appointment of women on the boards of county poor commissioners.

Referred to the Committee on Counties and Townships.

No. 37. By Mr. Seeley: Petition of D. I. Oliver and 85 other citizens of Oakland county, asking that the law which prohibits the hunting of rabbits with ferrets in said county be repealed.

Referred to the Committee on Gaming Interests.

No. 38. By Mr. Cropsey: Petition of Joseph W. McElvain and 289 other citizens of Kalamazoo county, asking for the passage of the bill prohibiting the hunting of rabbits with ferrets in Kalamazoo county.

Referred to the Committee on Gaming Interests.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 292, entitled

A bill to amend section 9 of act No. 472 of the Local Acts of 1903, entitled "An act to reincorporate the city of Benton Harbor, Berrien county, Michigan";

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Traver
Brown	Hayden	Moffatt	Van Akin
Cook	Heine	Peek	Woodman
Cropsey	Jones	Russell	Yeomans
Curtis	Kane	Seeley	President protem
Ely	Linsley		26

#### NAYS.

0.

The title was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 333, entitled

A bill to incorporate a city in the county of Gratiot, to be known and designated as the city of Alma, and to define its boundaries and powers;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ely moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	Presidentprotem
Ely			29

NAYS.

0

The title was agreed to.

Mr. Ely moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 399, entitled

A bill to authorize the village of Boyne City, in the county of Charlevoix, to borrow money and issue its bonds therefor, for the purpose of building a bridge across Boyne river in said village, and to provide for the levy and collection of taxes for the payment of the interest and principal thereof;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President protom
Ely	MacKay		

30

## NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 212, entitled

A bill to provide for the re-survey and a re-platting of the village of Decatur and the additions thereto and the subdivisions thereof, and to establish such new plat as the legal plat of the said village of Decatur;

With the following amendments thereto.

1. By striking out of line 1 of section 2 the word "or" and inserting in lieu thereof the word "and."

2. By striking out of line 1 of section 3 the word "or" and inserting in lieu thereof the word "and."

3. By striking out of line 1 of section 5 the word "or" and inserting in lieu thereof the word "and";

Recommend that the amendments be concurred in, and that when so amended the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President protom
Ely			

29

## NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 197, entitled

A bill to provide for the appointment, fixing the compensation, and defining the duties of stenographer for the probate court for the county of Menominee, and for the taking and transcribing of testimony on examination of persons charged with criminal offenses in the county of Menominee;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Seeley
Baird	Farr	Mills	Sheldon
Brown	Fyfe	Moffatt	Traver
Cook	Helne	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Linsley	Rumer	Yeomans
Doherty	MacKay	Russell	President pro tem
			28

#### NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 103, entitled

A bill to repeal act No. 415 of the Local Acts of 1895, entitled "An act to organize the township of Union, in the county of Grand Traverse, into a single school district, under the unit system";

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely	MacKay		30
			0
NAYS.			

The title was agreed to.  
Mr. Moffatt moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:  
The Committee on Judiciary report  
Senate bill No. 210, entitled  
A bill to regulate the introduction of evidence in actions brought for the recovery of damages for libel.  
With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.  
The bill was referred to the committee of the whole and placed on the General Order without printing.

By the Committee on Saline Interests:  
The Committee on Saline Interests report  
Senate bill No. 187, entitled  
A bill to amend sections 1, 3, 4, 5 and 8 of act No. 29 of the Public Acts of 1869, entitled "An act to regulate the manufacture and provide for the inspection of salt," being sections 4911, 4913, 4914, 4915 and 4918, respectively, of the Compiled Laws of 1897.  
With the recommendation that the bill pass.

A. J. PECK,  
Chairman.

The report was accepted and the committee discharged.  
The bill was referred to the committee of the whole and placed on the General Order without printing.

By the Committee on Supplies and Expenses:  
The Committee on Supplies and Expenses report the following accounts:

Serial Digest Publishing Co.....	\$5 00
Reed, Adams & Co.....	3 00
Callaghan & Co.....	3 75
Frances Trent .....	8 10
Crystal Laundry Co.....	6 88
Secretary of the Senate.....	8 00
	<hr/>
	\$34 73

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 182 (file No. 43), entitled

A bill to amend sections 10, 12, 14, 22, 26, 30 and 36 of act 190 of the Public Acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State," as amended, being compiler's sections 3621, 3623, 3625, 3632, 3636, 3640 and 3646 of the Compiled Laws of 1897, as amended;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the bill be placed on the General Order for today.

The motion prevailed.

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Mr. Brown moved that the Senate take a recess until 3 o'clock p. m., the time being 2:30 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 201, entitled

A bill to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of the charter of the city of Ionia, as enacted by act No. 219 of the laws of 1873, entitled "An act to incorporate the city of Ionia," and the amendments thereof;

With the following amendment thereto:

By striking out section 1 and inserting in lieu thereof the following, to stand as section 1:

Section 1. That sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of act No. 219 of the laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended, be and the same are hereby amended so as to read as follows;

Recommend that the amendment be concurred in, and that when so amended the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely			29

#### NAYS.

0

The question being on agreeing to the title,

Mr. Yeomans moved to amend the title so as to read as follows:

A bill to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of act No. 219 of the laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 421, entitled

A bill to amend section 5 of act No. 457 of the Local Acts of 1903, entitled "An act to reincorporate school district No. 1 of the city of Ann Arbor";

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Traver
Brown	Heine	Moffatt	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	Mackay		26

NAYS.

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

Joint Resolution No. 202 (file No. 48), entitled

Joint Resolution authorizing the Michigan Andersonville Monument Commission to compile, print, illustrate, and bind 1,000 copies of their report;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 452, entitled

A bill to amend act No. 416 of the Local Acts of 1901, entitled "An act to amend sections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 30 and 33 of an act, entitled 'An act to establish a police government for the city of Detroit,' approved April 17, 1871," by adding one new section thereto, to be known as section 34;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 456, entitled

A bill to provide for two voting precincts in the township of Tuscarora in the county of Cheboygan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely			29

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 32 (file No. 44), entitled

A bill to authorize the Board of Supervisors of Washtenaw county to pay its committees during the time the board is not in session and to limit the time for which such member of said committee may be compensated in any one year;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 198 (file No. 46), entitled

A bill to amend section 22 of act No. 190 of the Public Acts of 1891, as amended by act No. 214 of the Public Acts of 1901, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.



In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Elections.

The following message from the House was also received and read:

House of Representatives,  
 March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
 House bill No. 455, entitled

A bill detaching certain land from the township of Benton in the county of Cheboygan and attaching the same to the township of Grant, and detaching certain land from the township of Grant and attaching the same to the township of Benton, in Cheboygan county, making the lower Black river the dividing line between said townships;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem

28

#### NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 109 (file No. 45), entitled

A bill to provide for the election of a drain commissioner in the county of Monroe;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Traver
Brown	Hayden	Mills	Van Akin
Cropsey	Helne	Moffatt	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President pro tem
Ely	Linsley	Russell	27

NAYS.

0

The title was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 264 (file No. 42), entitled

A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 24 (file No. 17), entitled

A bill to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled "An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto'";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended and that the bill be placed on the General Order for today.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 148 (file No. 49), entitled

A bill to provide for the burial of the bodies of certain honorably discharged soldiers, sailors or marines or the wives or widows of said soldiers, sailors or marines in this State, who shall hereafter die without leaving means sufficient to defray funeral expenses, and to repeal act No. 242 of the Public Acts of 1899;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 419, entitled

A bill to amend sections 11 and 26 of chapter 11 of an act entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts in conflict therewith, approved June 7, 1883";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 462, entitled

A bill to provide for the election of a county drain commissioner in and for the county of Saginaw, prescribe his powers and duties, and fix and provide for his compensation.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Ely	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 207, entitled

A bill to repeal act No. 336 of the Local Acts of 1903, entitled "An act to divide the township of Crystal Falls, Iron county, Michigan, into two election districts and to provide for conducting elections therein";

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 202, entitled

A bill to authorize the village of Baraga, in the county of Baraga, State of Michigan, to borrow money and issue bonds therefor to the

amount of \$40,000, for the purpose of constructing and establishing a water works system and an electric lighting plant;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 190, entitled

A bill to incorporate the village of Owendale, in the county of Huron, Michigan;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 118, entitled

A bill to amend section 2 of Act No. 122 of the Session Laws of 1877, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

## NOTICES.

Mr. Peek gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the city of Ypsilanti.

## INTRODUCTION OF BILLS.

Mr. Brown introduced

Senate bill No. 215, entitled

A bill to amend act No. 209 of the Public Acts of 1893, entitled "An act to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same," as amended, by adding thereto a new section to be known as section thirty.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Brown introduced

Senate bill No. 216, entitled

A bill to amend section 6 of chapter 83 of the Revised Statutes of 1846, entitled "Of marriage and the solemnization thereof," said section being compiler's section 8593 of the Compiled Laws of 1897, as last amended by act No. 247 of the Public Acts of 1899.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Brown introduced

Senate bill No. 217, entitled

A bill to prevent the increase of the dependent and defective classes.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Hayden (by request) introduced

Senate bill No. 218, entitled

A bill to provide for the compulsory education of children, for penalties for failure to comply with the provisions of this act, and to repeal all acts or parts of acts conflicting with the provisions of the same.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Seeley introduced

Senate bill No. 219, entitled

A bill to authorize the township board of school inspectors of Waterford township, in the county of Oakland, to disorganize school district No. 2 in said township, and apportion the property embraced within said district among the adjoining districts, and to repeal act No. 428 of the Local Acts of 1901, entitled "An act to restore school district No. 2 of Waterford township, in the county of Oakland, in the State of Michigan, to part of its original boundary lines, and add new territory thereto."

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Van Akin to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

Senate bill No. 182 (file No. 43), entitled

A bill to amend sections 10, 12, 14, 22, 26, 30 and 36 of act 190 of the Public Acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State," as amended, being compiler's sections 3621, 3623, 3625, 3632, 3636, 3640 and 3646 of the Compiled Laws of 1897, as amended;

Also:

Senate bill No. 104 (file No. 36), entitled

A bill to amend sections 1, 4, 5 and 7 of an act, entitled "An act to incorporate the Baptist Convention of the State of Michigan," being act No. 42 of the Session Laws of 1842, approved February 16, A. D. 1842, as amended by act No. 72 of the Public Acts of 1893;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

II.

House bill 24 (file No. 17), entitled

A bill to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled "An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto'";

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

SIMEON VAN AKIN,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Van Akin moved that the Senate concur in the amendment made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.



## THIRD READING OF BILLS.

Senate bill No. 182 (file No. 43), entitled

A bill to amend sections 10, 12, 14, 22, 26, 30 and 36 of act 190 of the Public Acts of 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State," as amended, being compiler's sections 3621, 3623, 3625, 3632, 3636, 3640 and 3646 of the Compiled Laws of 1897, as amended;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Moffatt	Traver
Brown	Heine	Moriarty	Van Akin
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Russell	Yeomans
Doherty	MacKay	Seeley	President pro tem
Ely			25

## NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 104 (file No. 56), entitled

A bill to amend sections 1, 4, 5 and 7 of an act, entitled "An act to incorporate the Baptist Convention of the State of Michigan," being act No. 42 of the Session Laws of 1842, approved February 16, A. D. 1842, as amended by act No. 72 of the Public Acts of 1893;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Traver
Brown	Heine	Moriarty	Van Akin
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Russell	Yeomans
Doherty	MacKay	Seeley	President pro tem
Ely	Martindale		26

## NAYS.

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 24 (file No. 17) entitled

A bill to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled "An act to amend section 14 of chapter

9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto';

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Traver
Brown	Heine	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely	MacKay	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 248, entitled

A bill to revise the charter of the city of Jackson and to repeal all acts or parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Traver
Brown	Helne	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely	MacKay	Seeley	27

## NAYS.

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The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## INTRODUCTION OF BILLS.

Mr. Woodman introduced

Senate Joint Resolution No. 220, entitled

Joint Resolution proposing an amendment to the constitution of this State, by amending article 10 thereof by adding thereto a new section, to stand between sections 6 and 7 and to be known as section 6a, empowering the reimbursement of circuit judges for certain expenses.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

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The Secretary submitted the following report:

Lansing, Mich., March 8, 1905.

To the President of the Senate:

Sir—

Senate bill No. 24 (file No. 10, enrolled No. 23);

Also:

Senate bill No. 31 (file No. 14, enrolled No. 24);

Also:

Senate bill No. 46 (file No. 9, enrolled No. 25);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON.  
Secretary of the Senate.

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Mr. Linsley moved that the Senate adjourn.

The motion prevailed, the time being 4:15 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## THIRTY-FIFTH DAY.

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Lansing, March 9, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jenks, Kane, Linsley, MacKay, Moffatt, Peek, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—25.

The following Senators were absent with leave: Messrs. Jones, Martindale, Rumer, Russell—4.

The following Senators were absent without leave: Messrs. Heine, Mills, Moriarty—3.

Mr. Doherty moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Messrs. Brown, Kane and MacKay asked and obtained leave of absence for themselves from tomorrow's session.

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Mr. Doherty moved that the Senate take a recess until 2:30 o'clock p. m., the time being 2:10 o'clock p. m.

The motion prevailed.

### AFTER RECESS.

2:30 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

Messrs. Mills and Moriarty entered the Senate Chamber and took their seats.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 9, 1905.

To the President of the Senate:

Sir—I hereby nominate Rolla L. Taylor, of Adrian, Lenawee county, as one of the board of guardians of the Industrial Home for Girls, for the term of six years, from and after June 1, 1905.

Very respectfully,  
FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, March 9, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 120 (enrolled No. 20), being

An act to incorporate the city of Croswell, in the county of Sanilac, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Croswell.

Very respectfully,  
FRED M. WARNER,  
Governor.

MOTIONS AND RESOLUTIONS.

Mr. Smith moved to take from the table

Senate bill No. 8 (file No. 5), entitled

A bill to amend section 18 of act No. 113 of the Public Acts of Michigan for the year 1877, as amended by act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897.

The motion prevailed.

The question being on agreeing to the title, as amended by the House, Mr. Smith moved that the title, as amended, be agreed to.

The motion prevailed.

The bill was then referred to the Secretary for printing and presentation to the Governor.

Mr. Woodman moved to discharge the committee of the whole from the further consideration of

House bill No. 187, entitled

A bill to amend sections 1, 3, 4, 5 and 8 of act No. 29 of the Public Acts of 1869, entitled "An act to regulate the manufacture, and provide for the inspection of salt," being sections 4911, 4913, 4914, 4915 and 4918, respectively, of the Compiled Laws of 1897.

The motion prevailed.

Mr. Woodman moved that the bill be re-referred to the Committee on Saline Interests.

The motion prevailed.

Mr. Smith moved to take from the table

House bill No. 374, entitled

A bill to provide the manner of conducting elections in the township of Adams, county of Houghton, State of Michigan.

The motion prevailed.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time, and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Smith
Baird	Farr	Mills	Traver
Brown	Fyfe	Moffatt	Van Akin
Cook	Hayden	Moriarty	Woodman
Cropsey	Jenks	Seeley	Yeomans
Curtis	Kane	Sheldon	President pro tem
Doherty	Linsley		26

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 183, entitled

A bill to organize the township of Hayes, in Huron county;

With the following amendments thereto:

1. By striking out of line 1 of section 1 the words "fractional sections 7, 8,";

2. By striking out of line 2 of section 1 the words "nine, ten, eleven, twelve,";

3. By striking out of line 11 of section 1 the word "Hayes" and inserting in lieu thereof the word "McKinley";

4. By adding thereto a new section, to stand as section 6, to read as follows:

"Section 6. The proportional share of all debts, rights and liabilities of the said township of Caseville, now existing, shall remain and continue to be the debts, rights and liabilities of the said township of McKinley. If, upon the passage of this act, there shall be any funds in the hands of the treasurer of the township of Caseville belonging to such township, the said township of McKinley herein organized shall be entitled to its proportional share of such funds, which shall be paid to the township treasurer of McKinley township. The method of determining such proportional share of the debts, liabilities or funds shall be governed by the valuation of property, and such determination shall be made by the township boards of both townships, at a joint meeting to be called by the township clerk of Caseville township, at his office, within thirty days from and after the township officers of the said township of McKinley shall be elected. The said township officers of the township of McKinley shall have access to all records, files, effects and rolls belonging to the said township of Caseville, on all days during business hours, on matters pertaining to the said township of McKinley. The provisions of this act shall not operate to change the boundaries or organization of the school districts of the said townships of Caseville and McKinley, but such school districts shall be and remain the same as at present constituted."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

NOBLE ASHLEY.  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Smith
Baird	Farr	Mills	Traver
Brown	Fyfe	Moffatt	Van Akin
Cook	Hayden	Moriarty	Woodman
Cropsey	Jenks	Seeley	Yeomans
Curtis	Kane	Sheldon	Presidentprotem
Doherty	Linsley		26.

#### NAYS.

0

The question being on agreeing to the title,

Mr. Jenks moved to amend the title so as to read as follows:

A bill to organize the township of McKinley, in Huron county.

The motion prevailed and the title was so amended.

The title as amended was then agreed to.

Mr. Jenks moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Insurance:

The Committee on Insurance respectfully requests that Senate bill No. 192, entitled

A bill to regulate and restrict the insurance of infants and minors under the age of 15 years and to provide penalties for the violation thereof;

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Insurance:

The Committee on Insurance respectfully requests that Senate bill No. 174, entitled

A bill to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith;

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report Senate bill No. 205, entitled

A bill to amend section 1 of act No. 112 of the Public Acts of 1885, entitled "An act to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by act No. 223 of the Public Acts of 1903, approved June 18, 1903;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests report Senate bill No. 170, entitled

A bill to prevent the importation from other states, and the spread within this State, of dangerous insects and dangerously contagious dis-



eases affecting trees, shrubs, vines, plants and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, act No. 144 of the Public Acts of 1899, act No. 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act;

With the following amendment thereto.

By inserting in line 17 of section 12, after the word "designated," the following proviso:

"Provided, also, That no such spraying shall be done while said fruit trees or vines are in blossom, except in case of canker worm";

Recommend that the amendment be concurred in and that when so amended the bill pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Insurance:

The Committee on Insurance report

Senate bill No. 126, entitled

A bill to amend section 2 of act No. 84 of the Public Acts of 1901, entitled "An act to require the procuring of certificates of authority in this State by all agents of insurance companies doing business within this State";

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 210, entitled

A bill to amend section 1 of act No. 252 of the Public Acts of 1903, entitled "An act to provide for the protection of fish in Brevort lake, county of Mackinac, and State of Michigan";

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Fisheries:

The Committee on Fisheries report

Senate bill No. 44 (file No. 1), entitled

A bill to revise and amend the laws for the protection of game and fish;

With the recommendation that it be referred to the Committee on Gaming Interests.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Gaming Interests.

The motion prevailed and the bill was so referred.

By the Committee on Religious and Benevolent Societies:  
The Committee on Religious and Benevolent Societies report  
Senate bill No. 159, entitled

A bill to amend section 4 of act No. 53 of the Public Acts of 1901, entitled "An act for the organization of corporate Congregational churches";

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 402, entitled

A bill to amend sections 1 and 2 of chapter 3, and section 1 of chapter 23, and to add to said chapter 23, 25 sections, to be known as sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of act No. 430 of the Local Acts of 1899, entitled "An act to amend and revise the charter of the city of Battle Creek," approved June 1, 1899, as amended by act No. 452 of the Local Acts of 1901, approved May 28, 1901, as amended by act No. 478 of the Local Acts of 1903, approved May 20, 1903, and to establish and provide a municipal court in said city in the place and stead of justice courts, to provide a judge and associate judge of said court, and to define the duties and fix the compensation of said judge and associate judge; and to limit the number, to define the duties, and fix the compensation of constables, and to repeal all acts or parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

Pending the third reading of the bill,

Mr. Cropsey moved that the bill be laid on the table.

The motion prevailed.

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Mr. Doherty moved that the Senate take a recess until 3:15 o'clock p. m., the time being 3 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

3:15 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 259, entitled

A bill to amend the charter of the City of Lansing, being Act No. 405 of the Local Acts of 1893, approved May 25, 1893, as amended by Act No. 453 of the Local Acts of 1895, approved May 28, 1895, as amended by Act No. 416 of the Local Acts of 1897, approved April 28, 1897, as amended by Act No. 448 of the Local Acts of 1899, approved June 15, 1899, as amended by Act No. 378 of the Local Acts of 1903, approved March 30, 1903, by amending section 3 in title 1, section 2 in title 2, section 6 in title 3, sections 18, 19 and 42 in title 4, section 1 in title 6, sections 5 and 20 in title 11, sections 7 and 8 in title 12, sections 1 and 3 in title 18; also by adding three new sections to said title 11, to stand as sections 21, 22 and 23.

The motion prevailed.

Mr. Farr moved to reconsider the vote by which the Senate asked for the return of the above named bill,

On which motion Mr. Baird demanded the yeas and nays.

The motion made by Mr. Farr then did not prevail, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ely Farr	Mr. Linsley	Mr. Seeley	Mr. Sheldon	5
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**NAYS.**

Mr. Ashley	Mr. Cropsey	Mr. Mills	Mr. Traver
Baird	Jenks	Moriarty	Woodman
Brown	Kane	Peek	Yeomans
Cook	MacKay	Smith	President protem

Pending the announcement of the vote on the motion made by Mr. Farr, the vote of Mr. Cook was demanded by Mr. Baird.

Mr. Cook asked to be excused from voting, which request was not granted.

Whereupon Mr. Cook voted nay, and was so recorded.

**By unanimous consent the Senate returned to the order of**

## MESSAGES FROM THE HOUSE.

**The following message from the House was also received and read:**

House of Representatives,  
March 8, 1905.

**To the President of the Senate:**

**Sir—I am instructed by the House to transmit the following bill:  
House bill No. 35, entitled**

A bill to amend chapter 9 of an act, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto," being act No. 254 of the Public Acts of 1897, approved June 2, 1897, as amended by the several acts amendatory thereto, by adding to said chapter a new section, to stand as section 16, providing additional power and supervision over drain commissioners by the boards of supervisors of Cass and Alpena counties;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

**The following message from the House was also received and read:**

House of Representatives,  
March 8, 1905.

**To the President of the Senate:**

**Sir**—I am instructed by the House to transmit the following bill:

House bill No. 420, entitled

A bill to amend section 43 of chapter 7 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 125 (file No. 53), entitled

A bill to amend section 1 of chapter 6 of act No. 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being compiler's section 4717 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 90 (file No. 50), entitled

A bill to amend act 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section No. 27, providing that the board of supervisors of the county of Marquette shall be the board of county road commissioners of said county and vested with all the powers and duties of

such boards under said chapter, authorizing said board to appoint a county road committee and fixing the compensation thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 350, entitled

A bill to authorize the townships of Forest Home and Kearney, in the county of Antrim, to establish and maintain a union public library in the village of Bellaire;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 359, entitled

A bill to fix and determine the compensation to be paid to the supervisors of the several townships of the county of Bay, for services rendered by them as assessors, and in making the assessment rolls of said townships;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 29, entitled

A bill to detach from and place without the corporate limits of the village of Colon, in the county of St. Joseph, and State of Michigan, the east half of section 10 and the northeast quarter of section 15 in town 6 south, of range 9 west, and to sever and exclude said lands and the inhabitants thereof from the jurisdiction of said village;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 135, entitled

A bill to legalize and make valid certain school district refunding bonds issued by school district No. 4, Ecorse township, Wayne county, on the 20th day of October, A. D. 1904;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 191, entitled

Joint Resolution authorizing and empowering the State Board of Agriculture to reimburse members of the volunteer fire department of the State Agricultural College for losses incurred by fire February 11, 1905;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 197, entitled

A bill to provide for the appointment, fixing the compensation, and defining the duties of stenographer for the probate court for the county of Menominee, and for the taking and transcribing of testimony on examination of persons charged with criminal offenses in the county of Menominee;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 157, entitled

A bill to amend section 146 of chapter 29 of the Compiled Laws of 1897, relating to appeals to the Supreme Court from the circuit courts in chancery, the same being compiler's section 552;

And to inform the Senate that in the passage of the bill the House has



concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 41, entitled

Joint Resolution proposing an amendment to section 9, article 14, of the Constitution of the State of Michigan, to provide for the improvement of the public wagon roads;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 8, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 134, entitled

A bill to legalize and make valid certain school district bonds issued by school district No. 4, Ecorse township, Wayne county, on the 20th day of October, A. D. 1904;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives.

March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

House bill No. 24 (file No. 17), entitled

A bill to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled "An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto,"

Which the Senate amended as follows:

By inserting in line 11 1-2 of section 14, after the word "Cheboygan" the word "Midland";

By inserting in line 37 of section 14 after the word "Cheboygan" the word "Midland";

By inserting in line 40 of section 14 after the word "Cheboygan" the word "Midland";

And now to inform the Senate that in the adoption of said amendments the House has refused to concur.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

Mr. Doherty moved that the Senate recede from its amendments made to the bill as cited above.

The motion prevailed.

The bill was then returned to the House.

#### INTRODUCTION OF BILLS.

Mr. Moriarty introduced

Senate bill No. 221, entitled

A bill to amend section 10095 of the Compiled Laws of 1897, being a part of chapter 280, referring to the consolidation, reference and transfer of causes.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Brown introduced

Senate bill No. 222, entitled

A bill to provide for and authorize the institution of actions and proceedings, on behalf of, or in which, the State is interested, in the Circuit Court for the county of Ingham, and to regulate the service of process therein.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	MacKay	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Woodman
Cropsey	Kane	Peek	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely			25

## NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Traver, previous notice having been given and leave being granted, introduced

Senate bill No. 223, entitled

A bill to amend section 21 of chapter 4 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," said section being compiler's section 2747 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Seeley introduced

Senate bill No. 224, entitled

A bill to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, telegraph companies, telephone companies, car loaning companies, stock car companies, refrigerator car companies and fast freight line companies, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Taxation.

Mr. Fyfe introduced

Senate bill No. 225, entitled

A bill to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Traver (by request) introduced

Senate bill No. 226, entitled

A bill to provide for the propagation and protection of game and game birds and the licensing of hunters in the State of Michigan.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Jenks introduced

Senate bill No. 227, entitled

A bill to amend section 1 of act 149 of the Public Acts of 1893, being section 4262 of the Compiled Laws of 1897, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof."

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

Mr. Baird introduced

Senate bill No. 228, entitled

A bill to amend section 2 of act 196 of the Public Acts of 1893 as amended by Act No. 223 of the Public Acts of 1895, being an act, entitled "An act to regulate the possession, use, transportation and sale of fish and game."

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Fisheries.

Mr. Baird introduced

Senate bill No. 229, entitled

A bill to regulate and license the use of firearms in hunting for and killing deer and all other kinds of birds and game protected by the laws of this State, and providing a penalty for its violation.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

---

By unanimous consent the Senate returned to the order of

#### PRESENTATION OF PETITIONS.

No. 39. By Mr. Hayden: Petition of the L'Allegro Club of Marcellus, asking for the passage of a bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Seeley to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

## I.

Senate bill No. 12 (file No. 50), entitled

A bill to amend section 13 of Act No. 35 of the Public Acts of Michigan for the year 1867, as amended by Act No. 12 of the Public Acts of Michigan for the year 1893, and Act No. 234 of the Public Acts of Michigan for the year 1901, being section 6446 of the Compiled Laws of 1897;

Also:

Senate bill No. 152 (file No. 48), entitled

A bill to amend section 12 of Act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations;"

Also:

Senate bill No. 210, entitled

A bill to regulate the introduction of evidence in actions brought for the recovery of damages for libel;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 61 (file No. 23), entitled

A bill to amend sections 1 and 2 of act No. 166 of the Public Acts of 1901, entitled "An act to define the legal qualifications of kindergarten, music and drawing teachers in this State";

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

T. D. SEELEY,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Seeley moved that the Senate concur in the amendments made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Heine entered the Senate Chamber and took his seat.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. MacKay moved to take from the table

House bill No. 402, entitled

A bill to amend sections 1 and 2 of chapter 3, and section 1 of chapter 23, and to add to said chapter 23, 25 sections, to be known as sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of act No. 430 of the Local Acts of 1899, entitled "An act to amend and revise the charter of the city of Battle Creek," approved June 1, 1899, as amended by act No. 452 of the Local Acts of 1901, approved May 28, 1901, as amended by Act No. 478 of the Local Acts of 1903, approved May 20, 1903, and to establish and provide a municipal court in said city in the place and stead of justice courts, to provide a judge and associate judge of said court, and to define the duties and fix the compensation of said judge and associate judge; and to limit the number, to define the duties and fix the compensation of constables, and to repeal all acts or parts of acts inconsistent herewith.

The motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Smith
Baird	Hayden	Moffatt	Traver
Brown	Heine	Moriarty	Woodman
Cropsey	Jenks	Peek	Yeomans
Ely	Kane	Sheldon	President pro tem
Farr			21

#### NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Smith moved that the Senate take a recess until 4:15 o'clock p. m., the time being 4:05 o'clock p. m., and that Hon. Charles Whelan, of Madison, Wisconsin, be invited to address the Senate.

The motion prevailed.

The President pro tem. appointed Senators Brown and Smith to escort Mr. Whelan to the chair.

AFTER RECESS.

4:15 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.

THIRD READING OF BILLS.

House bill No. 61 (file No. 23), entitled

A bill to amend sections 1 and 2 of act No. 166 of the Public Acts of 1901, entitled "An act to define the legal qualifications of kindergarten, music and drawing teachers in this State";

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Smith
Baird	Fyfe	Moffatt	Traver
Brown	Hayden	Moriarty	Woodman
Cropsey	Heine	Seeley	Yeomans
Doherty	Jenks	Sheldon	President pro tem
Ely	Kane		22

NAYS.

0

The question being on agreeing to the title,

Mr. Fyfe moved to amend the title so as to read as follows:

A bill to amend sections 1 and 2 of act No. 166 of the Public Acts of 1901, entitled "An act to define the legal qualifications of kindergarten, music and drawing teachers in this State," and to add a new section to said act, to be known as section 3.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Senate bill No. 12 (file No. 50), entitled

A bill to amend section 13 of act No. 35 of the Public Acts of Michigan for the year 1867, as amended by act No. 12 of the Public Acts of Michigan for the year 1893, and act No. 234 of the Public Acts of Michigan for the year 1901, being section 6446 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Smith
Baird	Fyfe	Moffatt	Traver
Cook	Hayden	Moriarty	Woodman
Cropsey	Heine	Seeley	Yeomans
Doherty	Jenks	Sheldon	President pro tem
Ely	Kane		22

NAYS.

0

The title was agreed to.

Senate bill No. 152 (file No. 48), entitled  
A bill to amend section 12 of act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations";  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Smith
Baird	Farr	MacKay	Traver
Brown	Fyfe	Moffatt	Woodman
Cook	Hayden	Moriarty	Yeomans
Cropsey	Heine	Seeley	President protem
Doherty	Jenks	Sheldon	23

NAYS. 0

The title was agreed to.  
Mr. Smith moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 210, entitled  
A bill to regulate the introduction of evidence in actions brought for the recovery of damages for libel;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Smith
Baird	Fyfe	MacKay	Traver
Brown	Hayden	Moffatt	Woodman
Cook	Heine	Moriarty	Yeomans
Cropsey	Jenks	Seeley	President protem
Ely			21

NAYS. 0

The title was agreed to.  
Mr. Brown moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Woodman moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.  
The motion prevailed.



Mr. Woodman moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, March 13, at 9 o'clock p. m.

The motion prevailed.

Mr. Moffatt asked and obtained leave of absence for the Committee on Soldiers' Home from tomorrow's session.

— —

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 465, entitled

A bill to organize and incorporate the township of Avery, Montmorency county, as a single school district;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

— —

Mr. Brown moved that the Senate take a recess until 4:35 o'clock p. m., the time being 4:30 o'clock p. m.

The motion prevailed.

AFTER RECESS.

4:35 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

— —

Mr. Brown moved that the Senate adjourn.

The motion prevailed, the time being 4:40 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## THIRTY-SIXTH DAY.

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Lansing, March 10, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Cook, Cropsey, Doherty, Ely, Hayden, Heine, Moffatt, Seeley, Sheldon, Smith, Woodman, Yeomans, President pro tem.—15.

The following Senators were absent with leave: Messrs. Brown, Curtis, Farr, Fyfe, Jenks, Jones, Kane, MacKay, Martindale, Mills, Peek, Russell, Van Akin—13.

The following Senators were absent without leave: Messrs. Linsley, Moriarty, Rumer, Traver—4.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Cropsey moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, March 13, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

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## THIRTY-SEVENTH DAY.

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Lansing, March 13, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. H. B. Carpenter of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Yeomans, President pro tem.—26.

The following Senator was absent with leave: Mr. Mills.

The following Senators were absent without leave: Messrs. Fyfe, Jenks, Moriarty, Van Akin, Woodman—5.

Mr. Farr moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

---

Mr. Smith asked and obtained leave of absence for Mr. Moriarty until Thursday on account of sickness.

Mr. Baird asked and obtained indefinite leave of absence for Mr. Van Akin on account of sickness.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 10, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate Joint Resolution No. 124 (enrolled No. 15), being Joint Resolution authorizing the trustees of the First Freewill Baptist Church and Society, of Lansing, to convey certain real estate in the city of Lansing.

Also:

Senate bill No. 157 (enrolled No. 33), being

An act to amend section 146 of chapter 29 of the Compiled Laws of 1897, relating to appeals to the Supreme Court from the circuit courts in chancery, the same being compiler's section five hundred fifty-two.

Also:

Senate bill No. 173 (enrolled No. 19), being

An act to incorporate the city of West Branch, in the county of Ogemaw, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of West Branch.

Also:

Senate bill No. 185 (enrolled No. 21), being

An act to provide for the appointment of a probate register for the county of Houghton, to prescribe his duties and to fix his compensation.

Very respectfully,

FRED M. WARNER,  
Governor.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 341, entitled

A bill to amend section 10 of Act No. 190 of the Public Acts of 1891, approved July 3, 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State, as amended, the same being compiler's section No. 3612 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Baird moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Hayden  
Heine  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Moffatt  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Yeomans  
President pro tem

26

#### NAYS.

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies respectfully requests that

Senate bill No. 142, entitled

A bill to provide for the imprisonment of female persons in Michigan Reformatory;

Be printed for the use of the committee.

WALTER YEOMANS,  
Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed for the use of the committee.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 192 (file No. 59), entitled

A bill to amend section 1 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being section 6090 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 256, entitled

A bill to legalize the election of Emory J. Wood as a justice of the peace of the city of Jackson, to hold said office four years from and including the 4th day of July, 1904, and also to validate all official acts heretofore performed by said justice since the 4th day of July, 1904;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

- The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

**NAYS.**

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 398, entitled

A bill to authorize the village of L'Anse, in the county of Baraga and State of Michigan, to borrow money for lighting, park and dock purposes of said village and making other improvements therein and to issue bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 294, entitled

A bill to authorize the village of Marion, in the county of Osceola, to borrow money and issue bonds therefor to the amount of \$15,000 for the purpose of installing in said village a system of water works and an electric lighting plant for the use of said village;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Kane moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

## NAYS.

The title was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 464, entitled

A bill to change the boundaries of the village of Grayling, in the county of Crawford, by detaching certain territory and returning the same to the township of Grayling;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

## NAYS.

The title was agreed to.

Mr. Doherty moved that the bill be laid on the table.  
The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 480, entitled

A bill to amend section 25 of chapter 29 and section 3 of chapter 33 of act No. 313 of the Local Acts of 1893, entitled "An act to incorporate the city of Belding, in the county of Ionia and State of Michigan," approved March 23, 1893;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Helne	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

NAYS.

0

The title was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 479, entitled

A bill to authorize and empower school district No. 2 fractional of the

township of Blissfield, Lenawee county, to borrow a sum of money not exceeding \$25,000 in excess of the maximum amount now allowed by law, for the purpose of purchasing a school house site, building a school house and equipping and furnishing the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 377 (file No. 51), entitled

A bill to authorize and empower the township board of the township of Adams, in the county of Houghton, Michigan, to adopt and enforce ordinances relating to the peace, welfare and good order of said township;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 159, entitled

A bill to amend the title and sections 1 and 3 of act No. 450 of the Local Acts of 1903, entitled "An act to create the office of drain assessors in each township of the county of Allegan, to prescribe their duties and fix their compensation, and to repeal all acts or parts of acts conflicting with the terms of this act;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 340, entitled

A bill to prohibit catching or taking fish in Cass river, Tuscola county, in any other manner than with hook and line;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

## NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 175 (file No. 61), entitled

A bill to amend sections 20, 21 and 22 of chapter 98 of the revised statutes of 1846, entitled "Of bail in civil actions and proceedings connected therewith," as amended by the several acts amendatory thereof, being sections 10047, 10048 and 10049 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 400, entitled

A bill to provide for the lawful taking of cisco fish in the waters of Lake Michigamme, in Marquette county;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	Presidentprotem
Doherty	Linsley		26

NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 267 (file No. 60), entitled

A bill to amend section 8 of act No. 136 of the Public Acts of 1869, being an act, entitled "An act relative to the organization and powers of fire and marine insurance companies transacting business in this State," approved April 3, 1869, the same being section 7231 of the Compiled Laws of 1897, as amended by act 73 of the Public Acts of 1899;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

The following message from the House was also received and read:

House of Representatives,  
March 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 476, entitled

A bill to repeal Act No. 135 of the Public Acts of 1901, entitled "An act to provide for the lawful taking of suckers from the waters in Wall Lake, township of Hope, Barry county, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 486, entitled

A bill to prohibit the taking, catching or destruction of brook trout and other fish in Piper and Dorance Creeks and tributaries thereof, on Sections 5, 7, 8, 29, 30 and 31, Shelby township, and Sections 12, 25, 35 and 36, Binona township, in Oceana county, Michigan, for a period of five years from the first day of May, 1906;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Farr moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

## NAYS.

0

The title was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the retransmission to the House of the following bill:

Senate bill No. 24 (file No. 10), entitled

A bill to amend Act No. 128 of the Session Laws of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas light companies or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Session Laws of 1901, and by Act No. 50 of the Session Laws of 1903, by amending sections 1 and 2 of said Act No. 128 of the Laws of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request from the House for the return of the bill

Mr. Smith moved that the message be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:



Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein;

And now to inform the Senate that the House has adopted the accompanying substitute for the bill, having the same title;

Which substitute has been adopted by the House and which substitute has been ordered to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the substitute adopted by the House,

Mr. Cook moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Curtis

Mr. Doherty  
Ely  
Farr  
Hayden  
Kane

Mr. Martindale  
Moffatt  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Yeomans

20

NAYS.

Mr. Cropsey  
Jones

Mr. Linsley

Mr. MacKay

President pro tem  
5

The title was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Doherty moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 9, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 183, entitled

A bill to organize the township of McKinley, in Huron county;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The Secretary submitted the following report:

Lansing, Mich., March 13, 1905.

To the President of the Senate:

Sir—

Senate bill No. 8 (file No. 5, enrolled No. 22) ;

Also:

Senate bill No. 118 (enrolled No. 29) ;

Also:

Senate bill No. 202 (enrolled No. 30) ;

Also:

Senate bill No. 134 (enrolled No. 32) ;

Also:

Senate bill No. 135 (enrolled No. 34) ;

Also:

Senate Joint Resolution No. 191 (enrolled No. 35) ;

Also:

Senate bill No. 197 (enrolled No. 36) ;

Also:

Senate bill No. 183 (enrolled No. 37) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Baird moved that the Senate adjourn.

The motion prevailed, the time being 9:50 p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## THIRTY-EIGHTH DAY.

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Lansing, March 14, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. H. B. Carpenter of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—28.

The following Senators were absent with leave: Messrs. Mills, Moriarty, Van Akin—3.

The following Senator was absent without leave: Mr. Jenks.

Mr. Russell moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

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Mr. MacKay asked and obtained leave of absence for Mr. Mills for the balance of this week.

Mr. Hayden asked and obtained leave of absence for Mr. Jenks for the balance of this week.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Military Affairs:

The Committee on Military Affairs report

House bill No. 148 (file No. 49), entitled

A bill to provide for the burial of the bodies of certain honorably discharged soldiers, sailors or marines or the wives or widows of said soldiers, sailors or marines in this State, who shall hereafter die without leaving means sufficient to defray funeral expenses, and to repeal Act No. 242 of the Public Acts of 1899;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Military Affairs:  
The Committee on Military Affairs report  
Senate bill No. 40, entitled

A bill to provide for expenses to furnish official information from the records of the Adjutant General's office, for which no provision is made, pertaining to the enlistment, muster, history and final disposition of the soldiers and sailors from this State during the War of the Rebellion and Spanish-American War, to furnish certificates of service to applicants where the soldier's muster out or discharge papers are lost, and to furnish such information from the records of the office as to establish the soldier's or sailor's military or naval history and to make an appropriation therefor, and to provide for a tax to meet the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendations of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Military Affairs:  
The Committee on Military Affairs report  
House Joint Resolution No. 202 (file No. 48), entitled

Joint Resolution authorizing the Michigan Andersonville Monument Commission to compile, print, illustrate and bind one thousand copies of their report;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the Joint Resolution be referred to the Committee on Finance and Appropriations.

The motion prevailed and the Joint Resolution was so referred.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report.  
House bill No. 221 (file No. 39), entitled

A bill to establish a board of police commissioners for the city of Mt. Clemens and to prescribe its powers and duties.

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Moffatt	Traver
Cook	Heine	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Normal School at Kalamazoo:

The Committee on Normal School at Kalamazoo report

House bill No. 8 (file No. 19), entitled

A bill making an appropriation for the Western State Normal School for the fiscal year ending June 30, 1905, to meet a deficiency in the current expense appropriation for the fiscal year ending June 30, 1905, and to provide a tax for the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

J. F. RUMER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Taxation:

The Committee on Taxation to whom was referred the following resolution:

Resolved, That the Committee on Taxation be instructed to ascertain and report to the Senate at an early date, in how many and in what counties of the State the Tax Commission, by its deputies or otherwise, have revised the assessments made by the supervisors during the last two years, and that they report the number of revisions for each year, and in how many and in what counties the assessments were raised by the Commission, and in what counties, if any, the assessment was reduced; and that they further ascertain and report what counties the Tax Commission has carefully and fully gone over and what counties are yet to be gone over; also what the average rate of increase of valuation has been in each county so far examined;

Which resolution was adopted by the Senate February 21, respectfully submit the following report:

## INCREASES BY REVIEW.

1900.

County.	Real Estate.	Personal.	Total.
Berrien .....	.....	.....	\$1,068,681
Delta .....	.....	.....	1,049,568
Dickinson .....	.....	.....	1,346,889
Gogebic .....	.....	.....	4,372,763
Houghton .....	.....	.....	39,491,521
Iron .....	.....	.....	1,437,800
Jackson .....	.....	.....	938,475
Kent .....	.....	.....	2,953,790
Lenawee .....	.....	.....	249,000
Livingston .....	.....	.....	*97,000
Mackinac .....	.....	.....	625,767
Manistee .....	.....	.....	4,912,774
Marquette .....	.....	.....	6,161,040
Menominee .....	.....	.....	420,980
Shiawassee .....	.....	.....	57,000
Total .....	\$44,760,043	\$20,229,005	\$64,989,048

Reviews were also held in the cities of Marquette, Port Huron and Saginaw and property added to the rolls to the amount of about \$3,800,000, but it was afterward found that under the charters of these cities the Commission could at that time make no changes in the rolls.

\*Decrease.

1901.

County.	Real Estate.	Personal.	Total.
Alpena .....	\$360,000	\$235,270	\$595,270
Antrim .....	83,750	230,920	314,670
Bay .....	554,000	574,555	1,128,555
Benzie .....	21,290	90,186	111,476
Branch .....	367,140	196,725	563,865
Cass .....	53,500	198,259	251,759
Charlevoix .....	197,790	95,295	293,085
Cheboygan .....	19,000	125,500	144,500
Chippewa .....	.....	142,000	142,000
Emmet .....	269,345	167,025	436,370
Ingham .....	.....	*16,710	*16,710
Kent .....	0	0	0
Lake .....	*27,650	.....	*27,650
Lenawee .....	.....	*8,900	*8,900
Manistee .....	*12,500	624,940	612,440
Ottawa .....	689,281	326,187	1,015,468
St. Clair .....	.....	*72,875	*72,875
Tuscola .....	142,500	.....	142,500
Wayne .....	13,200	347,470	360,670
Total .....	\$2,730,646	\$3,255,847	\$5,986,493

\*Decreases.

1902.			
County.	Real Estate.	Personal.	Total.
Alger .....	.....	\$37,000	\$37,000
Allegan .....	\$87,500	*1,000	86,500
Bay .....	1,368,640	516,850	1,885,490
Calhoun .....	1,500	55,025	56,525
Charlevoix .....	483,380	40,020	523,400
Houghton .....	121,500	454,350	575,850
Huron .....	.....	11,210	11,210
Jackson .....	4,695,235	569,667	5,264,902
Kent .....	2,623,030	852,737	3,475,767
Kalamazoo .....	1,873,740	1,720,194	3,593,934
Lenawee .....	198,728	135,060	333,788
Mackinac .....	189,510	157,525	347,035
Macomb .....	2,087,685	595,660	2,683,345
Marquette .....	459,500	53,100	512,600
Oakland .....	254,050	585,396	839,446
Ottawa .....	16,800	188,490	205,290
Saginaw .....	1,975,420	70,300	2,045,720
St. Clair .....	4,347,424	1,665,000	6,012,424
Washtenaw .....	*28,600	312,100	283,500
Wayne .....	26,520	2,826,575	2,853,095
Total .....	\$20,781,562	\$10,845,259	\$31,626,821

1903.			
County.	Real Estate.	Personal.	Total.
Barry .....	\$4,843,425	\$197,210	\$5,040,635
Berrien .....	*50,000	.....	50,000
Calhoun .....	2,162,345	*700	2,161,645
Cass .....	4,498,697	*1,600	4,497,097
Charlevoix .....	291,308	.....	291,308
Cheboygan .....	739,618	178,919	918,537
Clinton .....	2,489,610	69,735	2,559,345
Delta .....	1,069,961	176,936	1,246,897
Ionia .....	1,706,380	142,020	1,848,400
Jackson .....	1,764,968	.....	1,764,968
Kalamazoo .....	45,900	360,780	406,680
Lapeer .....	2,699,980	143,315	2,843,295
Lenawee .....	9,997,395	53,262	10,050,657
Livingston .....	1,826,440	.....	1,826,440
Mackinac .....	.....	68,800	68,800
Macomb .....	61,330	41,032	102,362
Manistee .....	*36,100	.....	*36,100
Menominee .....	747,625	*20,235	727,390
Montcalm .....	3,250,795	6,050	3,256,845
Oakland .....	377,195	26,650	403,845
Shiawassee .....	4,409,395	165,380	4,574,775
St. Clair .....	.....	428,717	428,717
Wayne .....	30,044,038	5,312,679	35,356,717
Total .....	\$72,940,305	\$7,348,950	\$80,289,255
*Decrease.			



1904.

County.	Real Estate.	Personal.	Total.
Baraga .....	.....	.....	0
Calhoun .....	\$384,555	.....	\$384,555
Eaton .....	894,750	.....	894,750
Genesee .....	807,785	553,696	1,361,481
Ionia .....	626,307	.....	626,307
Isabella .....	510,540	75,240	585,780
Kent .....	.....	*2,500	*2,500
Presque Isle .....	63,000	21,915	84,915
Wayne .....	53,980	1,881,930	1,935,910
Total .....	\$3,340,917	\$2,530,281	\$5,871,198
*Decrease.			

TOTAL INCREASE.

Year.	Real Estate.	Personal.	Total.
1900 .....	\$44,760,043	\$20,229,005	\$64,989,048
1901 .....	2,730,646	3,255,847	5,986,493
1902 .....	20,781,562	10,845,259	31,626,821
1903 .....	72,940,305	7,348,950	80,289,255
1904 .....	3,340,917	2,530,281	5,871,198
Total .....	\$144,553,473	\$44,209,342	\$188,762,345

EXAMINATION OF COUNTIES.

COUNTIES EXAMINED AND REVIEWED.

The following named counties have been thoroughly examined and the assessments reviewed for the purpose of bringing them to cash value: Barry, Bay, Calhoun, Cass, Charlevoix, Cheboygan, Clinton, Delta, Eaton, Genesee, Ionia, Isabella, Jackson, Kalamazoo, Kent, Lapeer, Lenawee, Livingston, Macomb, Menominee, Montcalm, Oakland, Saginaw, Shiawassee, St. Clair, Wayne.

The assessed valuation of the real and personal property of the above named counties for the year 1899 was, real estate, \$521,024,249; personal, \$101,009,123. For the year 1904 the assessment was, real estate, \$732,062,216; an increase of \$211,037,967 or 40.7 per cent; personal, \$237,107,603. an increase of \$136,098,480 or 134.7 per cent. The total increased assessment for 1904 over 1899 amounted to \$347,136,447 or 55.8 per cent.

COUNTIES EXAMINED BUT NOT REVIEWED.

The following named counties have been examined and are now ready to be reviewed: Allegan, Berrien, Branch, Gratiot, Hillsdale, Huron, Ingham, Monroe, Ottawa, Sanilac, St. Joseph, Tuscola, Van Buren, Wash-tenaw.

COUNTIES NOW BEING EXAMINED.

The counties in the following list are now being examined by the

field men of the commission. In some of them the work cannot be completed until the snow is gone but all will be completed, or nearly so, before the spring assessment:

Emmet, Grand Traverse, Manistee, Mason, Midland, Muskegon, Oceana.

#### COUNTIES NOT EXAMINED.

The following named counties have not been examined although some work has been done in many of them. It will be seen that nearly all the larger and wealthier counties have been examined, those remaining containing but a small portion of the wealth of the State. The commission fully expects to complete the examination of those counties before the next meeting of the State Board of Equalization.

Alcona, Alger, Alpena, Antrim, Arenac, Baraga, Benzie, Chippewa, Clare, Crawford, Dickinson, Gladwin, Gogebic, Houghton, Iosco, Kalkaska, Keweenaw, Lake, Leelanau, Luce, Mackinac, Marquette, Mecosta, Missaukee, Montmorency, Newaygo, Ogemaw, Ontonagon, Osceola, Oscoda, Otsego, Presque Isle, Roscommon, Schoolcraft, Wexford.

GEORGE N. JONES,  
Chairman.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
House bill No. 223, entitled

A bill to amend Act No. 442 of the Local Acts of 1895, entitled "An act to reorganize school district No. 4 of the township of Fair Grove, Tuscola county Michigan, and fractional school district No. 6 of the townships of Fair Grove and Gilford in said county and to organize a school district in said township of Fair Grove to be known and designated as school district No. 8 of Fair Grove." approved May 25, 1895, by adding thereto a section to be known as section 5;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Traver
Cook	Hayden	Moffatt	Woodman
Cropsey	Heine	Peek	Yeomans
Curtis	Jones	Rumer	President pro tem
Doherty	Kane	Russell	27

#### NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 465, entitled

A bill to organize and incorporate the township of Avery, Montmorency county, as a single school district;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Moffatt	Traver
Cook	Heine	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	Presidentprotem
Doherty	Linsley	Seeley	27

#### NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 269 (file No. 64), entitled

A bill to amend section 15 of Act 269 of the Public Acts of 1889, entitled "An act to provide for the incorporation of co-operative associations having for their object the insurance of the lives of horses, cattle and other farm stock," the same being section 7389 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

The following message from the House was also received and read:

House of Representatives,  
March 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 150 (file No. 31), entitled

A bill to provide for the examination and credit of students of recognized medical colleges and universities, who have completed such a proportion of the whole course of subjects provided for under section 3, subdivision 1st, Act 191, laws of 1903, amending Act 237, laws of 1899, as shall be prescribed by the State Board of Registration in Medicine, subsequent to the completion of the second year at least in such recognized medical colleges and universities;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 268 (file No. 65), entitled

A bill to confer upon fire and marine insurance companies authority to insure property against loss or damage by lightning, wind and water;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

The following message from the House was also received and read:

House of Representatives,  
March 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 22 (file No. 56), entitled

A bill to authorize the formation of women's clubs;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

#### NOTICES.

Mr. Yeomans gave notice that at some future day he would ask leave to introduce

A bill to divide the city of Stanton into wards.

#### INTRODUCTION OF BILLS.

Mr. Traver introduced

Senate Joint Resolution No. 230, entitled

Joint Resolution proposing to amend section 2 of article 7 of the Constitution of the State of Michigan relative to elections.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Traver introduced

Senate bill No. 231, entitled

A bill for the protection of wild bird-life.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Russell introduced

Senate bill No. 232, entitled

A bill to regulate the practice of veterinary medicine and surgery in all its various branches in the State of Michigan, providing for registration duties of the county clerk and penalties for violation thereof.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Ashley introduced

Senate bill No. 233, entitled

A bill to provide for the incorporation of Knights of Pythias associations.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. MacKay introduced

Senate bill No. 234, entitled

A bill to amend section 8 of chapter 232 of the Compiled Laws of 1897 with reference to divorce, and being compiler's section 8623.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Martindale introduced

Senate bill No. 235, entitled

A bill to authorize school district No. 1, township of Grosse Pointe, county of Wayne, State of Michigan, to borrow money and issue bonds therefor in the sum of \$15,000, to be used in the erection of a school building, furnishing same, and purchase of a site therefor.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 3:25 o'clock p. m.

The executive session closed, the time being 3:35 o'clock p. m.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 377 (file No. 51), entitled

A bill to authorize and empower the township board of the township of Adams, in the county of Houghton, Michigan, to adopt and enforce ordinances relating to the peace, welfare and good order of said township;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Peek	Yeomans
Curtis	Jones	Rumer	Presidentprotem
Doherty	Kane	Russell	27

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 8 (file No. 19), entitled

A bill making an appropriation for the Western State Normal School, for the fiscal year ending June 30, 1905, to meet a deficiency in the current expense appropriation for the fiscal year ending June 30, 1905, and to provide a tax for the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Rumer	Yeomans
Curtis	Jones	Russell	Presidentprotem
Doherty	Kane		26

## NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached

buildings for patients at the Northern Michigan Asylum, for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Mollatt moved that the bill be referred to the committee of the whole and placed on the General Order without printing.

The motion prevailed.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that  
Senate bill No. 209, entitled

A bill in relation to the manufacture and sale of baking powder;  
Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed for the use  
of the committee.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Traver to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 195 (file No. 58), entitled

A bill to amend section 7 of Act 44 of the Public Acts of 1899, being  
"An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the State of Michigan, and to repeal Act 122 of the Public Acts of 1889, approved May 31, 1889, Act 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act;"

Also:

Senate bill No. 205 (file No. 59), entitled

A bill to amend section 1, of Act No. 112, of the Public Acts of 1885, entitled "An act to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by Act No. 223, of the Public Acts of 1903, approved June 18, 1903;

Also:



Senate bill No. 170 (file No. 60), entitled

A bill to prevent the importation from other states and the spread within this State, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, Act No. 144 of the Public Acts of 1889, Act No. 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act;

Also:

Senate bill No. 126 (file No. 61), entitled

A bill to amend section 2 of Act No. 84 of the Public Acts of 1901, entitled "An act to require the procuring of certificates of authority in this State by all agents of insurance companies doing business within this State;

Also:

House bill No. 210, entitled

A bill to amend section 1 of Act No. 252 of the Public Acts of 1903, entitled "An act to provide for the protection of fish in Brevoort Lake, county of Mackinac and State of Michigan;

Also:

Senate bill No. 159 (file No. 62), entitled

A bill to amend section 4 of Act No. 53 of the Public Acts of 1901, entitled "An act for the organization of corporate Congregational Churches;"

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

SENECA C. TRAVER,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

Senate bill No. 195 (file No. 58), entitled

A bill to amend section 7 of act 44 of the Public Acts of 1899, being "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the State of Michigan, and to repeal act 122 of the Public Acts of 1889, approved May 31, 1889, act 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Hayden  
Heine  
Linsley

Mr. Moffatt  
Rumer  
Russell  
Seeley  
Sheldon

Mr. Smith  
Traver  
Woodman  
Yeomans  
Presidentprotem  
22

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the Senate take a recess until 4 o'clock p. m., the time being 3:20 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

4 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:  
The Committee on Counties and Townships report  
House bill No. 359, entitled

A bill to fix and determine the compensation to be paid to the supervisors of the several townships of the county of Bay, for services rendered by them as assessors and in making the assessment rolls of said townships;  
With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty			25

#### NAYS.

0

The title was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 29, entitled

A bill to detach from and place without the corporate limits of the village of Colon, in the county of St. Joseph and State of Michigan, the east half of section 10 and the northeast quarter of section 15, in town 6 south, of range 9 west; and to sever and exclude said lands and the inhabitants thereof from the jurisdiction of said village;

With the following amendment thereto:

By inserting in line 12 of section 1, after the word "corporation," the words "and the territory so detached shall revert back and become a part of the township of Colon, the same as before the incorporation of the said village of Colon";

Recommend that the amendment be concurred in, and that when so amended the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	Presidentprotem
Doherty			25

#### NAYS.

0

The title was agreed to.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

#### THIRD READING OF BILLS.

Senate bill No. 205 (file No. 59), entitled

A bill to amend section 1, of Act No. 112, of the Public Acts of 1885, entitled "An act to secure the minority of stockholders, in corporations

organized under general laws, the power of electing a representative membership in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by Act No. 223, of the Public Acts of 1903, approved June 18, 1903;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Hayden	Moffatt	Traver
Cook	Heine	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty			25

## NAYS.

0

The title was agreed to.

Senate bill No. 170 (file No. 60), entitled

A bill to prevent the importation from other states and the spread within this State, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, Act No. 144 of the Public Acts of 1899, Act No. 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Ely	Mr. Kane	Mr. Russell
Brown	Farr	Linsley	Seeley
Cook	Fyfe	MacKay	Sheldon
Cropsey	Hayden	Martindale	Traver
Curtis	Heine	Moffatt	Yeomans
Doherty	Jones	Rumer	President pro tem
			24

## NAYS.

Mr. Ashley

1

The title was agreed to.

Senate bill No. 126 (file No. 61), entitled

A bill to amend section 2 of act No. 84 of the Public Acts of 1901, entitled "An act to require the procuring of certificates of authority in this State by all agents of insurance companies doing business within this State";

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Ely	Kane	Seeley
Brown	Farr	Linsley	Sheldon
Cook	Fyfe	MacKay	Traver
Cropsey	Hayden	Martindale	Yeomans
Curtis	Heine	Moffatt	President protem
			24

NAYS.

0

The title was agreed to.  
Mr. Baird moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 210, entitled  
A bill to amend section 1 of act No. 252 of the Public Acts of 1903, entitled "An act to provide for the protection of fish in Brevoort Lake, county of Mackinac and State of Michigan";  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Russell
Brown	Farr	Linsley	Seeley
Cook	Fyfe	MacKay	Smith
Cropsey	Hayden	Martindale	Yeomans
Curtis	Jones	Moffatt	President protem
			20

NAYS.

Mr. Baird 1

The title was agreed to.  
Mr. Curtis moved that the bill be ordered to take immediate effect.  
The motion did not prevail, two-thirds of all the Senators elect not voting therefor.  
Mr. Curtis moved that the bill be laid on the table.  
The motion prevailed.

Senate bill No. 159 (file No. 62), entitled  
A bill to amend section 4 of act No. 53 of the Public Acts of 1901, entitled "An act for the organization of corporate Congregational churches";  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Seeley
Baird	Farr	Linsley	Sheldon
Brown	Fyfe	MacKay	Smith

Mr. Cook  
Cropsey  
Curtis  
Doherty

Mr. Hayden  
Heine  
Jones

Mr. Martindale  
Moffatt  
Russell

Mr. Traver  
Yeomans  
President pro tem  
25

### NAYS.

The title was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

### MOTIONS AND RESOLUTIONS.

Mr. Cook moved to take from the table  
Senate bill No. 47, entitled

A bill to provide for the better care of cemeteries and of the graves therein.

The motion prevailed.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

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By unanimous consent the Senate returned to the order of

### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 77 (file No. 38), entitled

A bill to secure greater publicity concerning proposed amendments to the Constitution;

And to inform the Senate that the House has amended the same as follows:

By inserting at the end of section 1 the words "and he shall also furnish each county and city clerk in the State at least ten copies of such statement for each voting precinct in their respective counties or cities. Each county or city clerk in the state shall furnish the board of election inspectors of each voting precinct in their respective counties or cities,

such statements of not less than ten copies, to be posted by such board of election inspectors in a conspicuous place in the room of holding such election and such statements shall be furnished to the inspectors of election in the following languages: namely, two copies each of Holland, German, Polish, and four copies of English. Such statements shall be furnished the election inspectors at least five days before the election;"

And that in the passage of the bill, as thus amended, the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. Linsley moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Ely	Kane	Seeley
Brown	Farr	Linsley	Sheldon
Cook	Fyfe	MacKay	Traver
Cropsey	Hayden	Moffatt	Yeomans
Curtis	Heine	Rumer	President pro tem
			24

#### NAYS.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Jones introduced

Senate bill No. 236, entitled

A bill to establish a state reformatory prison for women, to provide for the location, erection and maintenance thereof and making an appropriation therefor.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

By unanimous consent the Senate returned to the order of

PRESENTATION OF PETITIONS.

No. 40. By Mr. Ashley: Petition of eight Knights of Pythias lodges of the city of Detroit, asking for the passage of Senate bill No. 233, relative to the organization of Knights of Pythias lodges.

Referred to the Committee on Banks and Corporations.

No. 41. By Mr. Sheldon: Petition of L. S. Norton and 96 other citizens of Jackson, asking for the passage of a bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

No. 42. By Mr. Sheldon: Petition of F. H. Dodds and 21 other citizens of Mt. Pleasant, on the same subject.

Same reference.

No. 43. By Mr. Yeomans: Petition of W. F. Kendrick and 37 other citizens of Montcalm county in favor of the passage of the bill providing a separate prison for women prisoners.

Referred to the Committee on State Affairs.

No. 44. By Mr. Farr: Petition of Riverton Grange, asking for the passage of a primary election bill.

Referred to the Committee on Elections.

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Mr. Heine asked and obtained leave of absence for himself for the balance of this week.

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The Secretary submitted the following report:

Lansing, Mich., March 14, 1905.

To the President of the Senate:

Sir—

Senate Joint Resolution No. 194 (enrolled No. 26) ;

Also :

Senate Joint Resolution No. 41 (file No. 52, enrolled No. 31) ;

Have been printed and certified to and have this day been filed in the office of the Secretary of State.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 4:50 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## THIRTY-NINTH DAY.

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Lansing, March 15, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rév. Father L. I. Brancheau of Lansing.

The roll of the Senate was called by the the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—27.

The following Senators were absent with leave: Messrs. Heine, Jenks, Mills, Moriarty, Van Akin—5.

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Mr. Seeley asked and obtained leave of absence for himself from Thursday's session.

Mr. MacKay asked and obtained leave of absence for himself from Thursday's and Friday's sessions.

Mr. MacKay asked and obtained leave of absence for the Committee on University from Friday's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 15, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 46 (enrolled No. 25), being

An act to amend section 14 of chapter 4 of Act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes

and acts contravening the provisions of this act," being section 4705 of the Compiled Laws of 1897;

Also:

Senate bill No. 190 (enrolled No. 28), being

An act to incorporate the village of Owendale in the county of Huron, Michigan;

Also:

Senate bill No. 207 (enrolled No. 27), being

An act to repeal Act No. 336 of the Local Acts of 1903, entitled "An act to divide the township of Crystal Falls, Iron county, Michigan, into two election districts, and to provide for conducting elections therein."

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Doherty moved to take from the table

House bill No. 404, entitled

A bill to authorize the city of East Tawas in the county of Iosco, to levy and collect a tax of not to exceed one per cent on its assessed valuation for the years 1905, 1906, 1907, 1908 and 1909, in addition to the amounts now authorized by law to be assessed in cities of the fourth class, for the purpose of paying the amount of certain orders issued for the purchase of lands for the extension of the electric light and water works system of said city.

The motion prevailed.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 45. By Mr. Jones: Petition of Jane M. Kinney and 500 others of St. Clair and Wayne counties, asking for the passage of the bill providing a separate prison for female convicts.

Referred to the Committee on State Affairs.

No. 46. By Mr. Linsley: Petition of George Deck and 262 other citizens of Ann Arbor, in favor of the passage of House bill No. 150, relative to the examination of students before the State Board of Registration in Medicine.

Referred to the Committee on Education and Public Schools.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Public Health:

The Committee on Public Health report

House bill No. 238 (file No. 47), entitled

A bill to amend section 5 of chapter 35 of the Revised Statutes of 1846,

as amended by the several acts amendatory thereof, entitled "Of the preservation of the public health, quarantine, nuisances and offensive trades," being section 4414 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

JOHN D. MACKEY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Military Affairs:

The Committee on Military Affairs report

Senate bill No. 186, entitled

A bill to appropriate \$5,000 in aid of the erection of a monument to Major-General Alexander Macomb, a native of this State, and a hero of the war of 1812, and general of the army of the United States;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House Joint Resolution No. 202 (file No. 48), entitled

Joint Resolution authorizing the Michigan Andersonville Monument Commission to compile, print, illustrate and bind 1,000 copies of their report;

With the recommendation that the Joint Resolution pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 40, entitled

A bill to provide for expenses to furnish official information from the records of the Adjutant General's office for which no provision is made, pertaining to the enlistment, muster, history and final disposition of the soldiers and sailors from this State during the War of the Rebellion and Spanish-American War, to furnish certificates of service to applicants where the soldier's muster out or discharge papers are lost,

and to furnish such information from the records of the office as to establish the soldier's or sailor's military or naval history, and to make an appropriation therefor, and to provide for a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
Senate bill No. 111, entitled

A bill to legalize the action of the electors of the city of Harrison in voting to raise the sum of \$5,000 by loan for public improvements in the city of Harrison in repairing streets and highways, repairing and building sidewalks and in improving the city park;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Farr	Martindale	Smith
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley	Seeley	27

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
House bill No. 230, entitled

A bill to make the President of the village of Luther, Lake county, Michigan, a member of the board of supervisors of said county;

With the following amendment thereto:

By inserting in line 3 of section 1, after the word "like," the word "compensation."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Farr moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Sheldon
Baird	Farr	Moffatt	Smith
Brown	Fyfe	Peek	Traver
Cook	Hayden	Rumer	Woodman
Cropsey	Kane	Russell	Yeomans
Curtis	Linsley	Seeley	President pro tem
Doherty	MacKay		26

#### NAYS.

0

The title was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Industrial School for Boys:

The Committee on Industrial School for Boys report  
Senate bill No. 171, entitled

A bill making appropriations for the Industrial School for Boys for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide for a tax to meet the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 329 (file No. 55), entitled

A bill to provide for the payment of bounties for the killing of English sparrows;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 110, entitled

A bill to amend section 1 of Act No. 182 of the Public Acts of 1901, entitled "An act to prohibit fishing with, using or setting seines, gill nets, or any form of pound, trap, sweep or set nets, or like device, in any of the waters connecting lakes Superior and Huron, and the tributaries thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 451, entitled

A bill to prohibit the catching or taking of fish with net or other device of any kind, except hook and line, from that part of Thunder Bay on Lake Huron lying inside or south and east of a line extending from the mouth of Thunder Bay river to South Point in section 26, in township No. 29, north of range 9, east;

And to inform the Senate that the bill has passed the House and has been ordered to take effect April 1, 1905.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 416, entitled

A bill to amend section 6 of chapter 11 of an act, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by Act No. 470 of the local acts of 1889, as approved July 1, 1889;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 19, entitled

A bill to prohibit the taking or catching of fish in Flat River or its tributaries in the county of Montcalm, by means of spears, nets, firearms or artificial lights, or explosive substances;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.



The following message from the House was also received and read:

House of Representatives.  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 345, entitled

A bill to reinvest the supervisors of the county of Keweenaw with power to divide or alter in its bounds any township or erect a new township within said county and all territory attached thereto;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Farr	Mr. Martindale	Mr. Sheldon
Brown	Fyfe	Moffatt	Smith
Cook	Hayden	Peek	Traver
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Doherty	MacKay	Seeley	President pro tem
Ely			25

NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
March 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 477, entitled

A bill to provide for two voting precincts in the township of Maple Forest, in the county of Crawford;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 500, entitled

A bill to authorize the township board of the township of Breitung, in the county of Dickinson, to establish, equip and maintain a fire department in said township; to provide a water supply for said department; to borrow money for the purpose of establishing and equipping said fire department and to issue the negotiable bonds of said township therefor, and to appropriate certain moneys to maintain said fire department and water supply;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Curtis moved to take from the table

House bill No. 210, entitled

A bill to amend section 1 of act No. 252 of the Public Acts of 1903, entitled "An act to provide for the protection of fish in Brevoort Lake, county of Mackinac, and State of Michigan."

The motion prevailed.

Mr. Curtis then moved to reconsider the vote by which the Senate on March 14, passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Curtis moved that the bill be referred to the Committee on Fisheries.

The motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 237, entitled

A bill to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Peek (by request) introduced

Senate bill No. 238, entitled

A bill to regulate the manner of doing business of insurance companies in the State of Michigan and to prevent the formation of compacts, combinations and trusts for certain purposes between them and providing penalties for the violations of the provisions of the same.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

Mr. Cropsey introduced

Senate bill No. 239, entitled

A bill to amend act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by act No. 10 of the Public Acts of 1901, and by act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Farr	Martindale	Smith
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley	Seeley	27

## NAYS.

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Hayden introduced

Senate bill No. 240, entitled

A bill making appropriations for the State Industrial Home for Girls, for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907.

The bill was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Brown to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House bill No. 148 (file No. 49), entitled

A bill to provide for the burial of the bodies of certain honorably discharged soldiers, sailors or marines or the wives or widows of said soldiers, sailors or marines in this State, who shall hereafter die without leaving means sufficient to defray funeral expenses, and to repeal act No. 242 of the Public Acts of 1899;

Also:

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

W. E. BROWN,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

House bill No. 148 (file No. 49), entitled

A bill to provide for the burial of the bodies of certain honorably discharged soldiers, sailors or marines or the wives or widows of said soldiers, sailors or marines in this State, who shall hereafter die without leaving means sufficient to defray funeral expenses, and to repeal Act No. 242 of the public acts of 1899;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Fyfe	Moffatt	Smith
Cook	Hayden	Peek	Traver
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Seeley
Brown	Fyfe	Martindale	Sheldon
Cook	Hayden	Moffatt	Woodman
Cropsey	Jones	Peek	Yeomans
Curtis	Kane	Rumer	President pro tem
Doherty			25

#### NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Brown moved that the Senate take a recess until 3 o'clock p. m., the time being 2:45 o'clock p. m.

The motion prevailed.

AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Smith moved that a respectful message be sent to the Governor asking the return to the Senate of

Senate bill No. 197 (enrolled No. 36), entitled

A bill to provide for the appointment, fixing the compensation, and defining the duties of stenographer for the probate court for the county of Menominee, and for the taking and transcribing of testimony on examination of persons charged with criminal offenses in the county of Menominee.

The motion prevailed.

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By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.

March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 379, entitled

A bill to provide for the election of one justice of the peace and one constable in the city of Owosso, and to prescribe their powers, duties and compensation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Farr	Martindale	Smith
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 15, 1905.

To the President of the Senate:

Sir—In compliance with the request of the Senate therefor, I herewith return

Senate bill No. 197 (enrolled No. 36), entitled

A bill to provide for the appointment, fixing the compensation and defining the duties of stenographer for the probate court for the county of Menominee, and for the taking and transcribing of testimony on examination of persons charged with criminal offenses in the county of Menominee.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Smith moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Smith then moved to reconsider the vote by which the Senate on March 8 ordered the above named bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Smith moved to reconsider the vote by which the Senate on March 8 passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Smith moved that the bill be laid on the table.

The motion prevailed.

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Mr. Sheldon moved that the Senate adjourn.

The motion prevailed, the time being 3:25 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## FORTIETH DAY.

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Lansing, March 16, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. H. B. Carpenter of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jones, Kane, Linsley, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—26.

The following Senators were absent with leave: Messrs. Heine Jenks, MacKay, Mills, Seeley, Van Akin—6.

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Messrs. Cook, Cropsey, Ely, Kane, Martindale and Woodman asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Fyfe asked and obtained leave of absence for himself from tomorrow and Monday's session.

Mr. Brown asked and obtained leave of absence for the Committee on State Public School from today's session after 4 o'clock p. m. and from tomorrow's session.

Mr. Brown asked and obtained leave of absence for Mr. Doherty from tomorrow's session.

Mr. Moffatt asked and obtained leave of absence for himself from next Monday's session.

Mr. Sheldon asked and obtained leave of absence for himself from tomorrow and Monday's session.

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Mr. Brown moved that the President pro tem. be authorized to appoint a committee of three Senators, to act with a like committee of the

House, to make arrangements for a joint meeting of the House and Senate to listen to an address by ex-Governor S. R. Van Sant of Minnesota.

The motion prevailed.

The President pro tem. appointed as such committee, Messrs. Brown, Farr and Woodman.

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 15, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 183 (enrolled No. 37), being

An act to organize the township of McKinley in Huron county;

Very respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, March 16, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 31 (enrolled No. 24), being

An act to amend sections 4, 5, 6 and 7 of Act No. 81 of the Public Acts of 1873, being "An act to establish a 'State Board of Health,' to provide for the appointment of a 'Superintendent of Vital Statistics,' and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal Act 241 of the Public Acts of 1881, Act 142 of the Public Acts of 1897, Act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act.

Also:

Senate bill No. 118 (enrolled No. 29), being

An act to amend section 2 of act No. 122 of the Session Laws of 1887, entitled "An act for the incorporation of associations for yachting, hunting, boating, fishing, rowing and other lawful sporting purposes," being sections 7667 to 7673, inclusive, of the Compiled Laws of 1897.

Very respectfully,

FRED M. WARNER,  
Governor.

## MOTIONS AND RESOLUTIONS.

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Doherty moved that when the Senate adjourn tomorrow it stand adjourned until Monday, March 20, at 9 o'clock p. m.

The motion prevailed.

## PRESENTATION OF PETITIONS.

No. 47. By Mr. Jones: Petition of Rev. A. J. Wheeler and 981 other citizens of Ingham and Alpena counties, asking for the passage of the bill providing a separate prison for female convicts.

Referred to the Committee on State Affairs.

No. 48. By Mr. Linsley: Petition of Dr. Hal C. Wyman and 41 others of Detroit in favor of the passage of House bill No. 150, relative to the examination of students before the State Board of Registration in Medicine.

Referred to the Committee on Education and Public Schools.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 213, entitled

A bill to amend section 5 of chapter 281 of the Compiled Laws of 1897, being compiler's section 10117 of said compilation, as the same was amended by act 148 of the Public Acts of 1897, relative to the survival of actions, approved May 19, 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 162, entitled

A bill making appropriations for the purchase of books and other material for the Michigan State Library, and books and equipments for the Michigan traveling libraries for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 186, entitled

A bill to appropriate \$5,000 in aid of the erection of a monument to Major-General Alexander Macomb, a native of this State, and a hero of the War of 1812, and general of the army of the United States;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 477, entitled

A bill to provide for two voting precincts in the township of Maple Forest, in the county of Crawford;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	Martindale	Sheldon
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Moriarty	Woodman
Cropsey	Jones	Peek	Yeomans
Curtis	Kane	Rumer	President pro tem
Doherty			25

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 27, entitled

A bill to detach certain territory from the townships of Baldwin

and Escanaba, in the county of Delta, and to organize such territory into the township of Cornell;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moriarty moved that the rules be suspended, and that the bill placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Sheldon
Baird	Farr	Moffatt	Smith
Brown	Fyfe	Moriarty	Traver
Cook	Hayden	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley		26

NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 479, entitled

A bill to authorize and empower school district No. 2 fractional of the township of Blissfield, Lenawee county, to borrow a sum of money not exceeding \$25,000 in excess of the maximum amount now allowed by law, for the purpose of purchasing a school house site, building a school house and equipping and furnishing the same;

With the accompanying substitute therefor, having the same title.

Recommend that the substitute be concurred in and that the bill, as substituted do pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyle  
Hayden  
Jones  
Kane  
Linsley

Mr. Martindale  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Sheldon  
Smith  
Traver  
Woodman  
Yeomans  
President pro tem

26

## NAYS.

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee, on Counties and Townships report  
Senate bill No. 237, entitled

A bill to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report  
Senate bill No. 81 (file No. 28), entitled

A bill to provide for the safety of persons residing in apartment houses, tenement houses and other buildings more than three stories high above the ground;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Fisheries:

The Committee on Fisheries report  
House bill No. 210, entitled

A bill to amend section 1 of Act No. 252 of the Public Acts of 1903, entitled "An act to provide for the protection of fish in Brevoort Lake, county of Mackinac, and State of Michigan";

With the following amendment thereto.

By striking out of line 8 of section 1 the words "give away."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Kane	Mr. Russell
Baird	Ely	Martindale	Sheldon
Brown	Farr	Moffatt	Woodman
Cook	Fyfe	Peek	Yeomans
Cropsey	Hayden	Rumer	President pro tem
Curtis	Jones		22

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 132 (file No. 36), entitled

A bill to amend section 2 of act No. 176 of the Public Acts of 1891, entitled "An act for the organization of township school districts in the Upper Peninsula," as amended by act 104 of the Public Acts of 1903, being section 4824 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 211, entitled

A bill relative to the Michigan Pioneer and Historical Society, making appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.



By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same," and to repeal all existing acts or parts of acts conflicting with the provisions of this act, being section 4811 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 350, entitled

A bill to authorize the townships of Forest Home and Kearney, in the county of Antrim, to establish and maintain a union public library in the village of Bellaire;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Doherty	Mr. Martindale	Mr. Sheldon
Baird	Ely	Moffatt	Traver
Brown	Farr	Moriarty	Woodman
Cook	Fyfe	Peek	Yeomans
Cropsey	Hayden	Rumer	President pro tem
Curtis	Jones	Russell	23

#### NAYS.

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 172 (file No. 35), entitled

A bill to amend section 14 of chapter 2, sections 10, 22 and 23 of chapter 3, and section 3 of chapter 4, of act 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate

the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4659, 4675, 4687, 4689, 4694 of the Compiled Laws of 1897;

With the following amendments thereto:

1. By inserting in line 6 of section 14, chapter 2, after the word "qualified," the words "Provided, That any district may vote to hold its annual meeting on the fourth Monday in July."

2. By striking out of line 2 of section 10, chapter 3, the words "and fourth" and the letter "s" from the word "Mondays," and inserting after the word July, the words: "and the first Monday in August."

3. By striking out of line 21 of section 22, chapter 3, the word "third" and inserting in lieu thereof the word "first."

4. By striking out of line 21 of section 22, chapter 3, the word "July" and inserting in lieu thereof the word "August."

5. By striking out of line 24 of section 22, chapter 3, the words "twenty-five" and inserting in lieu thereof the words "one hundred."

6. By striking out of line 2 of section 23, chapter 3, the word "third" and inserting in lieu thereof the word "first."

7. By striking out of line 2 of section 23, chapter 3, the word "July" and inserting in lieu thereof the word "August."

8. By striking out line 1 of section 3, chapter 4, the word "third" and inserting in lieu thereof the word "first."

9. By striking out of line 1 of section 3, chapter 4, the word "July" and inserting in lieu thereof the word "August."

10. By striking out of line 13 of section 3, chapter 4, the word "third" and inserting in lieu thereof the word "first."

11. By striking out of line 13 of section 3, chapter 4, the word "July" and inserting in lieu thereof the word "August."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in

said townships and prescribing the powers and duties of said overseers of highways;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 308 (file No. 69), entitled

A bill to amend section 14 of chapter 85 of Act No. 156 of the Public Acts of 1851, approved April 8, 1851, the same as amended being section No. 2487 of the Compiled Laws of 1897, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 246, entitled

A bill to authorize the prosecuting attorney of the county of Delta, State of Michigan, to appoint an assistant prosecuting attorney for said county, and prescribing his duties, powers and compensation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Fyfe	Mr. Martindale	Mr. Russell
Cook	Hayden	Moffatt	Sheldon
Cropsey	Jones	Moriarty	Traver
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Rumer	President pro tem
Ely			21

## NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 506, entitled

A bill to amend section 4 of chapter 26 of Local Act No. 333 of 1889, approved March 13, 1889, entitled "An act to incorporate the city of Cheboygan, and to repeal an act, entitled 'An act to reincorporate the village of Cheboygan, in the county of Cheboygan,' " approved March 27, 1877;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Curtis  
Cropsey  
Doherty

Mr. Ely  
Farr  
Fyfe  
Hayden  
Jones  
Kane

Mr. Martindale  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Sheldon  
Smith  
Traver  
Woodman  
Yeomans  
President protem  
25

## NAYS.

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 315, entitled

A bill to amend sections 2 and 5 of chapter 6, section 1 of chapter 10, section 20 of chapter 16, section 13 of chapter 23 and section 3 of chapter 25 of act No. 475 of the Local Acts of 1897, entitled "An act to reincorporate the city of Kalamazoo, and to repeal an act, entitled 'An act to incorporate the city of Kalamazoo,' and to repeal an act, entitled 'An act to reincorporate the village of Kalamazoo and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts amendatory thereof," approved June 8, 1883, as amended by the several acts amendatory thereof, and to repeal all inconsistent acts and parts of acts," approved June 2, 1897, as amended by the several acts amendatory thereof, and to add three sections to chapter 16 of said act, to stand and be known as sections 39, 40 and 41, and to repeal all inconsistent acts and parts of acts;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 15, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 508, entitled

A bill to permit the placing of the name of the nominee for the office of circuit judge of the Eighth Judicial Circuit in both the Republican and the Democratic tickets on the official ballot for the election held in April, 1905;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on State Affairs.

The Committee on State Affairs report  
Senate bill No. 34 (file No. 26), entitled

A bill to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof;

With the following amendments thereto:

1. By striking out of line 10 of section 1 all after the word "accountant" and all of lines 11, 12, 13, 14 and 15.

2. By inserting in line 10 of section 3 after the word "Saginaw" the words "Marquette and Houghton."

3. By inserting in line 12 of section 3 after the word "act" the words "as well as applicants."

4. By striking out of line 17 of section 3 the words "during the year 1907" and inserting in lieu thereof the words "not later than the year 1906."

5. By inserting after section 4 a new section to stand as section 5 and to read as follows:

Section 5. The Board of Accountancy may, in its discretion register the certificates of any Certified Public Accountant who is the lawful holder of a C. P. A. certificate issued under the law of another State, and may issue to such Certified Public Accountant a certificate of registration, which certificate shall entitle the holder to practice as such Certified Public Accountant and to use the abbreviation C. P. A. in this State, Provided, however, That such other state extends similar privileges to Certified Public Accountants of this State. The regular fee of \$25 shall be charged for such certificate. Certificates or registration may be cancelled in the same manner as section 4 provides for the revoking of certificates issued under this act.

6. To renumber the sections of the bill so that present section 5 will stand as section 6.

Recommend that the amendments be concurred in, and that when so amended the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the Committee discharged.

Mr. Doherty moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Doherty moved that the bill be referred to the committee of the whole and placed at the head of the General Order for today.

The motion prevailed.

---

Mr. Moriarty moved that the Senate take a recess until 3 o'clock p. m., the time being 2:45 o'clock p. m., and that ex-Senator I. Roy Waterbury be invited to address the Senate.

The motion prevailed.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.

#### INTRODUCTION OF BILLS.

Mr. Moriarty introduced  
Senate bill No 241, entitled

A bill to revise and amend act No. 114 of the Public Acts of 1899, being an act, entitled "An act to provide for the location, establishment and maintenance of a state agricultural and horticultural experimental station in the Upper Peninsula, and to make an appropriation therefor."

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Linsley introduced  
Senate bill No. 242, entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children under the age of sixteen years; to establish juvenile courts throughout the State; to regulate the practice in such courts; to provide for the appointment of probation officers; to prohibit the commitment to any jail or police station in which habitual criminals are confined of any child under the age of 14 years; to impose certain duties upon the State Board of Corrections and Charities.



The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Brown introduced

Senate bill No. 243, entitled

A bill to provide for the holding of primary elections and conventions, for the registration of electors and enrollment of parties, for political committees, and for the punishment of any violation thereof.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

—

By unanimous consent the Senate returned to the order of

#### REPORTS OF SELECT COMMITTEES.

Mr. Brown, as Chairman of the committee appointed by the President pro tem. on the part of the Senate to act with a like committee of the House to arrange for a joint meeting of the House and Senate to listen to an address by ex-Governor S. R. Van Sant of Minnesota, moved that the Senate take a recess, and proceed to the Hall of the House of Representatives, where ex-Governor Van Sant would address the members of the Legislature.

The motion prevailed.

#### AFTER RECESS.

3:30 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 500, entitled

A bill to authorize the township board of the township of Breitung, in the county of Dickinson, to establish, equip and maintain a fire department in said township; to provide a water supply for said department; to borrow money for the purpose of establishing and equipping said fire department and to issue the negotiable bonds of said township therefor, and to appropriate certain moneys to maintain said fire department and water supply;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.



Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Fyfe	Mr. Moffatt	Mr. Smith
Baird	Hayden	Moriarty	Traver
Cook	Kane	Peek	Woodman
Curtis	Linsley	Rumer	Yeomans
Doherty	Martindale	Sheldon	President pro tem
Ely			21

**NAYS.**

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Fyfe moved that the Senate take a recess until 3:45 o'clock p. m., the time being 3:30 o'clock p. m.

The motion prevailed.

**AFTER RECESS.**

3:45 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

**GENERAL ORDER.**

The motion prevailed.

The President pro tem called Mr. Yeomans to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

**I.**

House Joint Resolution No. 202 (file No. 48), entitled  
Joint resolution authorizing the Michigan Andersonville Monument Commission to compile, print, illustrate and bind one thousand copies of their report;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 238 (file No. 47), entitled

A bill to amend section 5 of chapter 35 of the revised statutes of 1846, as amended by the several acts amendatory thereof, entitled "Of the preservation of the public health, quarantine, nuisances, and offensive trades," being section 4414 of the Compiled Laws of 1897;

And have directed their chairman to report the same back to the Senate with the recommendation that the further consideration of the bill be indefinitely postponed.

WALTER YEOMANS,  
Chairman.

The report was accepted.

The Joint Resolution named in part I of the report was placed on the order of Third Reading of Bills.

Mr. Woodman moved that the Senate concur in the recommendation of the committee regarding the bill named in part II of the report.

The motion prevailed and the further consideration of the bill was indefinitely postponed.

## THIRD READING OF BILLS.

House Joint Resolution No. 202 (file No. 48), entitled

Joint Resolution authorizing the Michigan Andersonville Monument Commission to compile, print, illustrate and bind one thousand copies of their report;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Peek	Traver
Cook	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	Martindale	Sheldon	President pro tem
Farr	Moffatt		22

### NAYS.

0

The title was agreed to.

Mr. Smith moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

---

Mr Seeley entered the Senate Chamber and took his seat.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 239, entitled

A bill to amend act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by act No. 10 of the Public Acts of 1901, and by act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State:

And to inform the Senate that the House has amended the same as follows:

By inserting in line 3 of section 4, after the word "Allegan" the word "Manistee."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Peek	Traver
Cook	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	Martindale	Seeley	President pro tem
Farr	Moffatt	Sheldon	23

NAYS.

0

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 493, entitled

A bill to amend sections 1 and 5 of chapter 3, sections 9 and 10 of chapter 14, section 7 of chapter 16, section 2 of chapter 19, section 1 of chapter 22, section 3 of chapter 23, sections 3, 10, 17 and 21 of chapter 26, and to repeal section 2 of chapter 26, of an act, entitled "An act to incorporate the city of Flint and to repeal all acts and parts of acts inconsistent herewith," approved March 21, 1901, and to add thereto one section to stand as section 4 of chapter 22, and to add two new chapters thereto to stand as chapter 28 and chapter 29, and to repeal all acts and parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 524, entitled

A bill to authorize the city of St. Clair in the county of St. Clair and state of Michigan, to grant to any person or persons or to any duly authorized corporation a franchise for the supplying to the city or the inhabitants thereof, or both, gas or electricity or both, for illuminating or other purposes for the period of thirty years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Rumer	Traver
Cook	Kane	Russell	Woodman
Curtis	Linsley	Seeley	Yeomans
Ely	Martindale	Sheldon	President pro tem
Farr	Moffatt		22

## NAYS.

0

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 523, entitled

A bill to authorize the city of Marine City in the county of St. Clair, and state of Michigan, to grant to any person or persons or to any duly authorized corporation, a franchise for the supplying to the city or the inhabitants thereof, or both, gas or electricity, or both, for illuminating or other purposes for the period of thirty years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Rumer	Traver
Cook	Kane	Russell	Woodman
Curtis	Linsley	Seeley	Yeomans
Ely	Martindale	Sheldon	President pro tem
Farr	Moffatt		22

## NAYS.

0

The title was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 527, entitled

A bill to authorize the city of Manistique to borrow, on the faith and credit of said city, money to be used to pay for the construction of a system of water-works and sewers and to issue the bonds of said city therefor, and to provide by tax for the payment thereof.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully.

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Rumer	Traver
Cook	Kane	Russell	Woodman
Curtis	Linsley	Seeley	Yeomans
Ely	Martindale	Sheldon	President pro tem
Farr	Moffatt		22

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Smith moved to take from the table the following message:

House of Representatives,  
March 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the retransmission to the House of the following bill:

Senate bill No. 24 (file No. 10), entitled

A bill to amend act number one hundred twenty-eight of the Session Laws of eighteen hundred ninety-one, entitled "An act to authorize the consolidation of Street Railway, Electric Light and Gas Light Companies, or any two thereof," approved June 15th, 1899, as amended by act number ten of the Session Laws of nineteen hundred one and by Act number fifty of the Session Laws of nineteen hundred three, by amending sections 1 and 2 of said act number one hundred twenty-eight of the laws of eighteen hundred ninety-nine, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the state;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the bill.

Mr. Smith moved that the request be granted, and that a respectful message be sent to the Governor asking for the return to the Senate of the above named bill.

The motion prevailed.

---

By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Seeley introduced

Senate bill No. 244, entitled

A bill relative to the acceptance and transportation of freight by railroads, in certain cases, whether operated by steam, electricity or other motive power.

The bill was read a first and second time by its title and referred to the Committee on Railroads.

---

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved to take from the table

Senate bill No. 197, entitled

A bill to provide for the appointment, fixing the compensation, and defining the duties of stenographer for the probate court for the county of Menominee, and for the taking and transcribing of testimony on ex-

amination of persons charged with criminal offenses in the county of Menominee.

The motion prevailed.

The question being on the passage of the bill,

Mr. Moriarty moved to amend the bill

1. By striking out of line 1 of section 1 the words "Judge of Probate" and inserting in lieu thereof the word "Sheriff."

2. By striking out of line 2 of section 2 the words "Judge of Probate" and inserting in lieu thereof the word "Sheriff."

The amendments were received, a majority of all the Senators elect voting therefor.

The amendments were then adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Fyfe	Mr. Rumer	Mr. Smith
Cook	Kane	Russell	Woodman
Curtis	Martindale	Seeley	Yeomans
Ely	Moffatt	Sheldon	President pro tem
Farr	Moriarty		18

#### NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be laid on the table.

The motion prevailed.

By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 16, 1905.

To the President of the Senate:

Sir—In compliance with the request of the Senate therefor, I herewith return

Senate bill 24, (enrolled No. 23) entitled

A bill to amend act number 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railway, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by act No. 10 of the Public Acts of 1901 and by act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated com-



pany, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the state.

Very respectfully,  
FRED M. WARNER,  
Governor.

The bill was returned to the House in accordance with their request.

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The Secretary submitted the following report:

Lansing, Mich., March 16. 1905.

To the President of the Senate:

Sir—

House Substitute for Senate bill No. 47 (enrolled No. 38);

Also:

Senate bill No. 77 (file No. 38, enrolled No. 39);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Cook moved that the Senate adjourn.

The motion prevailed, the time being 4:30 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FORTY-FIRST DAY.

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Lansing, March 17, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Curtis, Farr, Linsley, Moffatt, Moriarty, Rumer, Seeley, Smith, Yeomans, President pro tem.—12.

The following Senators were absent with leave: Messrs. Brown, Cook, Cropsey, Doherty, Ely, Fyfe, Hayden, Heine, Jenks, Jones, Kane, MacKay, Martindale, Mills, Peek, Russell, Sheldon, Traver, Van Akin, Woodman—20.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, March 20, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FORTY-SECOND DAY.

---

Lansing, March 20, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Curtis, Doherty, Farr, Glasgow, Hayden, Jenks, Kane, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans—24.

The following Senators were absent with leave: Messrs. Fyfe, Moffatt, Van Akin—3.

The following Senators were absent without leave: Messrs. Cropsey, Ely, Heine, Jones, Linsley—5.

---

Mr. Kane asked and obtained indefinite leave of absence for Mr. Linsley.

Mr. Yeomans asked and obtained leave of absence for Mr. Ely from today's session.

Mr. Baird moved that leave of absence be granted to the other absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 20, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 77 (enrolled No. 39), being

An act to secure greater publicity concerning proposed amendments to the Constitution;

Also:

House substitute for Senate bill No. 47 (enrolled No. 38), being  
An act to provide for the better care of cemeteries and of the graves therein.

Very respectfully,

FRED M. WARNER,  
Governor.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report  
House bill No. 493, entitled

A bill to amend sections 1 and 5 of chapter 3, sections 9 and 10 of chapter 14, section 7 of chapter 16, section 2 of chapter 19, section 1 of chapter 22, section 3 of chapter 23, sections 3, 10, 17 and 21 of chapter 26, and to repeal section 2 of chapter 26, of an act, entitled "An act to incorporate the city of Flint and to repeal all acts and parts of acts inconsistent herewith," approved March 21, 1901, and to add thereto one section to stand as section 4 of chapter 22, and to add two new chapters thereto to stand as chapter 28 and chapter 29, and to repeal all acts and parts of acts inconsistent herewith;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon	
Baird	Glasgow	Moriarty	Smith	
Brown	Hayden	Peek	Traver	
Cook	Jenks	Rumer	Woodman	
Curtis	Kane	Russell	Yeomans	
Doherty	Martindale	Seeley		23

#### NAYS.

0

The question being on agreeing to the title,

Mr. Rumer moved to amend the title so as to read as follows:

A bill to amend sections 1 and 5 of chapter 3, sections 9 and 10 of chapter 14, section 7 of chapter 16, section 2 of chapter 19, section 1 of chapter 22, section 3 of chapter 23, sections, 3, 10, 17 and 21 of chapter 26, and to repeal section 2 of chapter 26, of an act, entitled "An act to incorporate the city of Flint and to repeal all acts and parts of acts inconsistent herewith," approved March 21, 1901, as amended by act No. 372, of the Local Acts of 1903, and to add thereto one section to stand as section 4 of chapter 22, and to add two new chapters thereto to stand

as chapter 28 and chapter 29, and to repeal all acts and parts of acts inconsistent herewith.

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Rumer moved that the bill be ordered to take immediate effect on which motion he demanded the yeas and nays.

The motion prevailed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon	
Baird	Glasgow	Moriarty	Smith	
Brown	Hayden	Peek	Traver	
Cook	Jenks	Rumer	Woodman	
Curtis	Kane	Russell	Yeomans	
Doherty	Martindale	Seeley		23

## NAYS.

0

The bill was therefore ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 416, entitled

A bill to amend section 6 of chapter 11 of an act, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by act No. 470 of the Local Acts of 1889, as approved July 1, 1889;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley	
Baird	Glasgow	Mills	Sheldon	
Brown	Hayden	Moriarty	Smith	
Cook	Jenks	Peek	Traver	
Curtis	Kane	Rumer	Woodman	
Doherty	MacKay	Russell	Yeomans	24

## NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 419, entitled

A bill to amend sections 11 and 26 of chapter 11 of an act, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith, approved June 7, 1883";

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Glasgow	Mills	Sheldon
Brown	Hayden	Moriarty	Smith
Cook	Jenks	Peek	Traver
Curtis	Kane	Fumer	Woodman
Doherty	MacKay	Russell	Yeomans

24

#### NAYS.

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 420, entitled

A bill to amend section 43 of chapter 7 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon	
Baird	Glasgow	Mills	Smith	
Brown	Hayden	Moriarty	Traver	
Cook	Jenks	Peek	Woodman	
Curtis	Kane	Russell	Yeomans	
Doherty	Mackay	Seeley		23

## NAYS.

0

The title was agreed to.

Mr. Ashley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

---

Mr. Moriarty moved that the Senate take up the order of Messages from the House.

The motion prevailed.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 539, entitled

A bill to detach certain territory from the townships of Munising and Au Train, in the county of Alger, and to organize the township of Grand Island;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon	
Baird	Glasgow	Mills	Smith	
Brown	Hayden	Moriarty	Traver	
Cook	Jenks	Peek	Woodman	
Curtis	Kane	Russell	Yeomans	
Doherty	MacKay	Seeley		23

**NAYS.**

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 201, entitled

A bill to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57 and 92 of act No. 219 of the Laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21, 1873, as amended;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 111, entitled

A bill to legalize the action of the electors of the city of Harrison in voting to raise the sum of \$5,000 by loan for public improvements in the city of Harrison, in repairing streets and highways, repairing and building sidewalks, and in improving the city park;

And to inform the Senate that in the passage of the bill, the House

has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 93 (file No. 22), entitled

A bill to authorize the city of Detroit to borrow money and to issue bonds therefor for the purpose of erecting and equipping an hospital for the care of contagious diseases in said city of Detroit;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

---

The Secretary submitted the following report:

Lansing, Mich., March 20, 1905.

To the President of the Senate:

Sir—

Senate bill No. 201, (enrolled No. 40);

Also:

Senate bill No. 93 (file No. 22, enrolled No. 43);

Also:

Senate bill No. 111, (enrolled No. 44);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

---

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House Resolution No. 73.

Whereas, The members of the Senate and of the House of Representatives have learned of his death at his home in the city of Coldwater, on Saturday, March 18th, of Cyrus G. Luce, a member of the House of Representatives of 1855, a Senator in the State Senate of 1865 and of 1867, and Governor of the State of Michigan during the years 1887, 1888, 1889 and 1890; and

Whereas, ex-Governor Luce was, during a great part of the history of our State, one of the most distinguished and honored of her public men, and a faithful servant of her people in various offices of trust and responsibility; and

Whereas, The members of this Legislature, in common with all the people of the State, recognize and appreciate the great services ex-Governor Luce rendered to the State which he loved so well; therefore

Resolved by the House (the Senate concurring), That we honor the memory of the distinguished dead, realizing that after a life spent in well-doing he has gone the way of all the earth; and be it further

Resolved, That, as a tribute of respect and esteem, the Legislature, when it adjourns today, stand adjourned until Wednesday, March 22d; and that a select committee of the Legislature, consisting of the President of the Senate and four Senators to be named by the President, and the Speaker of the House and nine Representatives to be named by the Speaker, attend the funeral ceremonies to be held at Coldwater tomorrow, March 21st, and express to the members of the family of the deceased our sympathy with them in their bereavement.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution.  
The resolution was unanimously adopted.

In accordance with the above resolution,

The President named the following committee on the part of the Senate: Messrs. Baird, Curtis, Farr and Rumer.

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Mr. Baird moved that as a further mark of respect the Senate do now adjourn.

The motion prevailed, the time being 9:35 o'clock p. m.

The President declared the Senate adjourned until Wednesday, March 22, at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FORTY-THIRD DAY.

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Lansing, March 22, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Jacob M. Harris of Chicago.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—32.

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By unanimous consent the Senate took up the order of

### INTRODUCTION OF BILLS.

Mr. Ashley introduced  
Senate bill No. 245, entitled

A bill to provide for counting and canvassing the votes cast at elections in the city of Detroit by a central counting board; to regulate and protect such count and canvass and to punish offenses committed thereat; and to repeal all acts and parts of acts in conflict herewith.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Ashley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley  
Baird  
Brown

Mr. Farr  
Fyfe  
Glasgow

Mr. Linsley  
MacKay  
Martindale

Mr. Russell  
Seeley  
Sheldon

Mr. Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Hayden  
Helne  
Jenks  
Jones  
Kane

Mr. Mills  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Smith  
Traver  
Van Akin  
Woodman  
Yeomans

32

NAYS.

0

The title was agreed to.

Mr. Ashley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Mills introduced

Senate bill No. 246, entitled

A bill to create an additional voting precinct in Cedarville township, in Menominee county.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed upon its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Helne  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

32

NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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The Senate returned to the regular order of business.

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 21, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 201 (enrolled No. 40), being

An act to amend sections 4, 5, 21, 36, 37, 39, 41, 42, 43, 45, 46, 57, and 92 of act No. 219 of the Session Laws of 1873, entitled "An act to incorporate the city of Ionia," approved March 21st, 1873, as amended;

Also:

Senate bill No. 111 (enrolled No. 44), being

An act to legalize the action of the electors of the city of Harrison in voting to raise the sum of \$5,000 by loan for public improvements in the city of Harrison, in repairing streets and highways, repairing and building sidewalks, and in improving the city park.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved that a respectful message be sent to the Governor, asking the return to the Senate of

Senate bill No. 202, entitled

A bill to authorize the village of Baraga, in the county of Baraga, State of Michigan, to borrow money and issue bonds therefor to the amount of \$40,000, for the purpose of constructing and establishing a water works system and an electric lighting plant.

The motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 49. By Mr. Doherty: Petition of C. J. Winslow and 125 other citizens of Ogemaw County, asking for certain amendments to the game laws.

Referred to the Committee on Gaming Interests.

No. 50. By Mr. Rumer: Petition of Mrs. William Paine and 31 other citizens of Flushing, in favor of the passage of the bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

No. 51. By Mr. Doherty: Petition of John B. Slingerland and 37 other citizens of the township of Maple Forest, Crawford county, protesting against the passage of the bill providing an additional voting precinct in said township.

Referred to the Committee on Elections.

No. 52. By Mr. Doherty: Petition of J. E. Betz and 39 other citizens of AuSable, asking for certain amendments to the fish laws.

Referred to the Committee on Fisheries.



## REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages.

The Committee on Cities and Villages report  
House bill No. 231, entitled

A bill to attach certain territory to the village of East Jordan, in the county of Charlevoix;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. MacKay  
Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

## NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary respectfully requests that  
Senate bill No. 242, entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children under the age of 16 years; to establish juvenile courts throughout the State; to regulate the practice in such courts; to provide for the appointment of probation officers; to prohibit the commitment to any jail or police station in which habitual criminals are confined of any child under the age of 14 years; to impose certain duties upon the State Board of Corrections and Charities;

Be printed for the use of the committee.

W. E. BROWN,  
Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed for the use of the committee.

By the Committee on Taxation:

The Committee on Taxation report

Senate bill No. 200 (file No. 55), entitled

A bill to exempt from assessment and taxation, land contracts, deeds of trust, mortgages, promissory notes, and all agreements and promises to pay money, except bank notes circulating as money, and to prohibit any assessing officer from taking any such papers into account in making assessments in this State, and to repeal all acts or parts of acts in anywise contravening any of the provisions of this act;

With the recommendation that the bill pass.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the bill be made a special order for April 5, at 3 o'clock p. m.

The motion prevailed.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 219, entitled

A bill to authorize the township board of school inspectors of Waterford township, in the county of Oakland, to disorganize school district No. 2, in said township, and apportion the property embraced within said district among the adjoining districts, and to repeal act No. 428 of the Local Acts of 1901, entitled "An act to restore school district No. 2 of Waterford township, in the county of Oakland, in the State of Michigan, to part of its original boundary lines, and add new territory thereto";

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Brown	Glasgow	Mills	Sheldon
Cook	Hayden	Moffatt	Smith
Cropsey	Heine	Moriarty	Traver
Curtis	Jenks	Peek	Van Akin
Doherty	Jones	Rumer	Woodman
Ely	Kane	Russell	Yeomans
Farr	Mackay		

30

#### NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 113, entitled

A bill making appropriations for the current expenses and building and special purposes for the Michigan College of Mines at Houghton, for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that the bill pass.

BELA W. JENKS,  
Acting Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order without printing.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Genesee Fruit Co.....	\$1 89
H. D. Edwards & Co.....	2 88
Rex B. Clark & Co.....	4 00
Richmond & Backus Co.....	4 00
Secretary of the Senate .....	13 05
	<hr/>
	\$25 82

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Doherty moved to take from the table

House bill No. 464, entitled

A bill to change the boundaries of the village of Grayling, in the county of Crawford, by detaching certain territory and returning the same to the township of Grayling.

The motion prevailed.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House Resolution No. 65.

Resolved, by the House (the Senate concurring), That the Secretary of State is hereby authorized and directed to furnish each member of the legislature of 1905, now serving his first term, and each officer of the Senate and House who took the oath of office, with a set of Miller's Compiled Laws, and the Public Acts of 1899 and 1901;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution, Mr. Baird moved that the resolution be referred to the Committee on State Affairs.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 526, entitled

A bill to amend Act No. 233 of the Local Acts of 1891, entitled "An act to incorporate the village of Eau Claire in the county of Berrien," by inserting after section 3 of said act a new section to stand as section 3a;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Seeley	
Brown	Glasgow	Martindale	Sheldon	
Cook	Hayden	Mills	Smith	
Cropsey	Helne	Moffatt	Traver	
Curtis	Jenks	Moriarty	Van Akin	
Doherty	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr	Linsley	Russell		31

## NAYS.

0

The title was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 528, entitled

A bill to authorize the townships of Springwells and Ecorse in the county of Wayne, State of Michigan, to jointly build and maintain a swing or drawbridge, constructed in whole or in part of steel or iron, across the River Rouge at a point known as the Dix road or Saulsbury bridge, according to the plans and specifications which have heretofore been or which may hereafter be provided by the proper officers of the United States according to the act of Congress, and to borrow money on the faith and credit of said townships to pay for the construction of said bridge;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Fyfe	Mr. Linsley	Mr. Rumer
Brown	Glasgow	MacKay	Seeley
Cook	Hayden	Martindale	Sheldon
Cropsey	Heine	Mills	Traver
Curtis	Jenks	Moffatt	Van Akin
Doherty	Jones	Moriarty	Woodman
Ely	Kane	Peek	Yeomans
Farr			

29

NAYS.

0

The title was agreed to.  
Mr. Traver moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:  
Sir—I am instructed by the House to transmit the following bill:  
House bill No. 529, entitled  
A bill to provide a Board of Jury Commissioners for the county of Berrien and the manner of selecting jurors to serve in the circuit court for said county, prescribing their duties and fixing their compensation and punishment for violations of the act;  
And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.  
In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,  
Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.  
The motion prevailed, two-thirds of all the Senators present voting therefor.  
The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jenks	Peek	Woodman
Doherty	Jones	Rumer	Yeomans
Ely	Kane		

30

NAYS.

0

The title was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 91 (file No. 73), entitled  
Joint Resolution making an appropriation for the State Industrial Home for Girls to reimburse the treasury of said home for an amount expended in enlarging boiler house for which no appropriation was made, and to levy a tax to meet the same;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 354 (file No. 78), entitled

A bill to amend section thirty-four of act No. 183 of the Public Acts of 1897, "An act to provide for the appointment and to fix the term of office, duties and compensation of circuit court stenographers in the State of Michigan," approved May 29, 1897, being section 396 of the Compiled Laws of 1897, as amended by act No. 112 of the Public Acts of 1899;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 247 (file No. 76), entitled

A bill to amend section 1 of chapter 1 of act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4036 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 279 (file No. 70), entitled

A bill to provide for the keeping of the accounts of and the deposits of the public moneys of the county of Marquette, to require bonds for the safe keeping of such moneys, and to fix the kind of bond to be-furnished in certain cases;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 305 (file No. 71), entitled

A bill to amend act 206 of the Public Acts of 1893, being "An act to provide for the assessment of property and the levy and collection of taxes thereon and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the



Public Acts of 1891 and all other acts and parts of acts in anywise contravening any of the provisions of this act," by adding thereto a new section, to be known as section 98a;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the Laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Acts of 1887, the same being sections 4621 to 4625, inclusive, of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 378, entitled

A bill to attach all the territory included within the limits of the township of Adams, in the county of Houghton, Michigan, not now included within the limits of school district No. 1 of said township, to said school district No. 1, and to fix the corporate name of said school district;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
			32

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 306 (file No. 74), entitled

A bill to make townships and cities in Clare county primarily liable for the payment of all claims incurred in the care of persons sick with contagious diseases, or diseases dangerous to the public health, or incurred in preventing the spread of said diseases, where said county is now primarily liable for said payment;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 376, entitled

A bill to make the provisions of act No. 95 of the Laws of the State of Michigan of the year 1895, being chapter 121 of the Compiled Laws of 1897, relative to cities having a duly constituted police force, as amended by Act No. 83 of the Public Acts of Michigan of the year 1901, applicable to the school district of Adams township, in the county of Houghton, Michigan, known by the corporate name of "Public schools of Adams township;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	Mackay	Sheldon	
Brown	Glasgow	Martindale	Smith	
Cook	Hayden	Mills	Traver	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Kane	Russell		31

NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 20, 1905

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 543, entitled

A bill to authorize the village of Gagetown, Tuscola county, to enter into a contract or contracts with any person, persons or corporation, for the supplying of said village and its inhabitants with water for a term not to exceed 30 years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	Martindale	Sheldon	
Brown	Glasgow	Mills	Smith	
Cook	Hayden	Moffatt	Traver	
Cropsey	Heine	Moriarty	Van Akin	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Russell	Yeomans	
Ely	Kane			30

NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 43 (file No. 8), entitled

A bill to amend the title and section 1, of Act No. 91, of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases, to hold or place persons convicted of a crime or misdemeanor on probation, under the care of probation officers provided in this act;"

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 212, entitled

A bill to provide for the re-survey and a re-platting of the village of Decatur and the additions thereto and the subdivisions thereof, and to establish such new plat as the legal plat of the said village of Decatur;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 179 (file No. 54), entitled

A bill to authorize the State Board of Agriculture to sell a certain tract of land belonging to the Upper Peninsula experiment station and to purchase a certain other tract of land for the use of the Upper Peninsula experiment station;

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 90 (file No. 29), entitled

A bill to amend section 3 of act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks;

And to inform the Senate that in the passage of the bill, the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 154 (file No. 37), entitled

A bill to amend sections 34, 37 and 39 of Act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within this state," approved June 17, 1887, and the acts amendatory thereof, and as amended by Act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

And to inform the Senate that the House has amended the same as follows:

1. By inserting in line 6 of section 37, after the word "shall" the words "upon the written order of the Commissioner of Insurance."

2. By inserting in line 2 of section 39, after the word "shall" the words "upon the written order of the Commissioner of Insurance."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Baird moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	Martindale	Sheldon	
Brown	Glasgow	Mills	Smith	
Cook	Hayden	Moffatt	Traver	
Cropsey	Helne	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Kane	Russell		27

## NAYS.

0

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 109 (file No. 23), entitled

A bill to provide for the establishing and maintaining of Free Employment Bureaus;

And to inform the Senate that the House has amended the same as follows:

By inserting in line 15 1-2 of section 2, after the word "dollars" the words "per annum."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. MacKay moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Linsley	Mr. Russell
Brown	Fyfe	MacKay	Seeley
Cook	Glasgow	Martindale	Sheldon
Cropsey	Hayden	Mills	Smith
Curtis	Heine	Moffatt	Traver
Doherty	Jones	Moriarty	Woodman
Ely	Kane	Peek	Yeomans
			28

## NAYS.

0

The bill was then referred to the Secretary for printing and presentation to the Governor.

Mr. Cook moved that the Senate take a recess until 3:10 o'clock p. m., the time being 3 o'clock p. m.

The motion prevailed.

## AFTER RECESS.

3:10 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

## INTRODUCTION OF BILLS.

Mr. Jones introduced  
Senate bill No. 247, entitled

A bill to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of Miller's Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Seeley introduced  
Senate bill No. 248, entitled

A bill to prevent hunting for game on Sunday in Oakland county; to



authorize the arrest of persons so offending, and to prescribe a penalty therefor.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Baird introduced

Senate bill No. 249, entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the land taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891 and all other acts and parts of acts in anywise contravening any of the provisions of this act," the same being compiler's sections 3824 to 3962, inclusive.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Ely introduced

Senate bill No. 250, entitled

A bill to protect the professional title and degrees of veterinary surgeon, doctor of veterinary medicine and surgery, and veterinarian, and their abbreviations, and to restrict the use of such titles and their abbreviations to regular graduates of reputable colleges or schools of veterinary medicine and surgery, and those having passed a satisfactory examination before a State veterinary board, for registration of veterinary surgeons, doctors of veterinary medicine and surgery, and veterinarians; to regulate the practice of veterinary medicine, veterinary surgery or any branch thereof, including veterinary dentistry, in the State of Michigan, and prescribing penalty for violation of the same; and to repeal act No. 191 of the Public Acts of 1899, entitled "An act to protect the professional title and degrees of veterinary surgeon, doctor of veterinary medicine and surgery, and veterinarian, and their abbreviations, and to restrict the use of such titles and their abbreviations to regular graduates of recognized colleges or schools of veterinary medicine and surgery and those having passed a satisfactory examination before a State veterinary board; to create a State veterinary board for registration of veterinary surgeons, doctors of veterinary medicine and surgery, and veterinarians," excepting sections 1 and 2 of said act.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Linsley introduced

Senate bill No. 251, entitled

A bill to amend section 11226 of chapter 311 of the Compiled Laws of 1897, fixing the fees of justices of the peace in civil cases.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Heine introduced

Senate bill No. 252, entitled

A bill to provide by direct vote in the county of Bay for nominations at primary elections of candidates of political parties, for election to public offices, to regulate and protect such primary elections, and to punish offenses committed thereat; and to provide for counting and canvassing the votes cast thereat.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Cropsey (for Mr. Woodman) introduced

Senate bill No. 253, entitled

A bill to authorize the township of South Haven, in the county of Van Buren and State of Michigan, to borrow money and issue its bonds therefor for the purpose of building and repairing bridges across the north and south branches of Black River and Deerlick Creek, in said township, and to provide a tax for the payment of said bonds and the interest thereon.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 22, 1905.

To the President of the Senate:

Sir—In compliance with the request of the Senate therefor, I herewith return

Senate bill No. 202 (enrolled No. 30), entitled

A bill to authorize the village of Baraga, in the county of Baraga, State of Michigan, to borrow money and issue bonds therefor to the amount of \$40,000, for the purpose of constructing and establishing a water works system and an electric lighting plant.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Moriarty moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Moriarty moved to reconsider the vote by which the Senate, on March 2, ordered the above named bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Moriarty moved to reconsider the vote by which the Senate on March 2 passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Moriarty then moved that the bill be laid on the table.

The motion prevailed.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, March 21, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 93 (enrolled No. 43), being

An act to authorize the city of Detroit to borrow money and to issue bonds therefor, for the purpose of erecting and equipping an hospital for the care of contagious diseases in said city of Detroit;

Very respectfully,

FRED M. WARNER,  
Governor.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Hayden moved to reconsider the vote by which the Senate today ordered the following named bill to take immediate effect:

House bill No. 529, entitled

A bill to provide a Board of Jury Commissioners for the county of Berrien and the manner of selecting jurors to serve in the circuit court for said county, prescribing their duties and fixing their compensation and punishment for violations of the act.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Hayden then moved to reconsider the vote by which the Senate today passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Hayden moved that the bill be laid on the table.

The motion prevailed.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate Joint Resolution No. 161, entitled

Joint Resolution to provide for the relief of Smith Brothers & Company, a corporation;

With the recommendation that the Joint Resolution pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

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Mr. Curtis moved that the Senate take a recess until 3:45 o'clock p. m., the time being 3:35 o'clock p. m.

The motion prevailed.

AFTER RECESS.

3:45 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate resumed the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 247, entitled

A bill to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of Miller's Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the bill be referred to the committee of the whole and placed on the General Order for today.

The motion prevailed.

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President called Mr. Martindale to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

Senate bill No. 40 (file No. 70), entitled

A bill to provide for expenses to furnish official information from the records of the Adjutant General's office for which no provision is made, pertaining to the enlistment, muster, history and final disposition of the soldiers and sailors from this State during the war of the rebellion and Spanish-American war, to furnish certificates of service to applicants where the soldier's muster out or discharge papers are lost, and to furnish such information from the records of the office as to establish the soldier's or sailor's military or naval history and to make an appropriation therefor, and to provide for a tax to meet the same;

Also:

Senate bill No. 213 (file No. 71), entitled

A bill to amend section 5 of chapter 281, of the Compiled Laws of 1897, being compiler's section 10117 of said compilation, as the same was amended by act 148 of the Public Acts of 1897, relative to the survival of actions, approved May 19th, 1897;

Also:

Senate bill No. 162 (file No. 72), entitled

A bill making appropriations for the purchase of books and other material for the Michigan State Library, and books and equipments for the Michigan traveling libraries for the fiscal year ending June 3th, 1906, and June 30th, 1907, and to provide a tax to meet the same;

Also:

Senate bill No. 186 (file No. 73), entitled

A bill to appropriate \$5,000 in aid of the erection of a monument to Major General Alexander Macomb, a native of this State, and a hero of the war of 1812, and general of the army of the United States;

Also:

House bill No. 132 (file No. 36), entitled

A bill to amend section 2 of act No. 176 of the Public Acts of 1891, entitled "An act for the organization of township school districts in the Upper Peninsula," as amended by act No. 104 of the Public Acts of 1903, being section 4824 of the Compiled Laws of 1897;

Also:

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the

compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," being section 4811 of the Compiled Laws of 1897;

Also:

House bill No. 172 (file No. 35), entitled

A bill to amend section 14 of chapter 2, sections 10, 22 and 23 of chapter 3, and section 3 of chapter 4 of act 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4659, 4675, 4687, 4689 and 4694 of the Compiled Laws of 1897;

Also:

Senate bill No. 247, entitled

A bill to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of Miller's Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 34 (file No. 26), entitled

A bill to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommending its passage.

The committee of the whole have also had under consideration the following:

## III.

Senate bill No. 237 (file No. 74), entitled

A bill to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office;

And have directed their chairman to report the same back to the Senate, with the recommendation that the bill be laid on the table.

F. C. MARTINDALE,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Martindale moved that the Senate concur in the amendments made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Fyfe moved that the Senate concur in the recommendation of the committee regarding the bill named in part III of the report.

The motion prevailed and the same was laid on the table.

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Mr. Doherty moved that the Senate take a recess until 8 o'clock p. m., the time being 4:30 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

8 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate returned to the regular order of business.

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 22, 1905.

To the President of the Senate:

Sir—I hereby appoint Frank W. Shumway, M. D., of Williamston, Ingham county, as the seventh member, secretary and executive officer of the State Board of Health, under the provisions of section 4 of Senate bill No. 31, Senate enrolled No. 24, entitled

An act to amend sections 4, 5, 6 and 7 of act No. 81 of the Public Acts of 1873, being "An act to establish a 'State Board of Health,' to provide for the appointment of a 'Superintendent of Vital Statistics,' and to assign certain duties to local boards of health," said sections being sections 4400, 4401, 4402 and 4403 of the Compiled Laws of 1897, and to repeal act 241 of the Public Acts of 1881, act 142 of the Public Acts of 1897, act 140 of the Public Acts of 1901, and all other acts or parts of acts inconsistent with the provisions of this act.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

## PRESENTATION OF PETITIONS.

No. 53. By Mr. Linsley: Petition of Dr. J. H. Kellogg and 65 other citizens of Battle Creek in favor of the passage of House bill No. 150, relative to the examination of students before the State Board of Registration in Medicine.

Referred to the Committee on Education and Public Schools.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 76, entitled

A bill for the protection of fish in the waters of Otsego Lake, in Otsego county, for a period of ten years, and to regulate the time and manner of taking and catching fish therefrom;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon	
Baird	Hayden	Mills	Smith	
Brown	Heine	Moffatt	Traver	
Cropsey	Jenks	Moriarty	Van Akin	
Curtis	Jones	Peek	Woodman	
Doherty	Linsley	Seeley	Yeomans	
Ely	MacKay			26

## NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 451, entitled

A bill to prohibit the catching or taking of fish with net or other device of any kind, except hook and line, from that part of Thunder Bay on Lake Huron lying inside or south and east of a line extending from



the mouth of Thunder Bay river to South Point in section 26, in township No. 29, north of range 9, east;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Hayden	Mills	Traver	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Seeley	Yeomans	
Ely	Linsley			26

#### NAYS.

Mr. Moriarty	1
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The title was agreed to.

Mr. Curtis moved that the bill be ordered to take effect April 1, 1905.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect April 1, 1905.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 545, entitled

A bill to authorize the city of Traverse City, Grand Traverse county, Michigan, to borrow money, and to issue bonds therefor, for public improvements in said city, and to provide for the levy and collection of taxes on the taxable property of said city to pay the same, in addition to the other taxes now provided by law;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Hayden	Mills	Traver	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Linsley	Seeley		27

## NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

---

Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President called Mr. Sheldon to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill 113, entitled

A bill making appropriations for the current expenses and building and special purposes for the Michigan College of Mines at Houghton, for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

S. A. SHELDON,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

## THIRD READING OF BILLS.

Senate bill No. 34 (file No. 26), entitled

A bill to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon	
Baird	Hayden	Mills	Smith	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Van Akin	
Doherty	Jones	Peek	Woodman	
Ely	Linsley	Seeley	Yeomans	
Farr	MacKay			26

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 40 (file No. 70), entitled

A bill to provide for expenses to furnish official information from the records of the Adjutant General's office, for which no provision is made, pertaining to the enlistment, muster, history and final disposition of the soldiers and sailors from this State during the war of the rebellion and Spanish-American war, to furnish certificates of service to applicants where the soldier's muster out or discharge papers are lost, and to furnish such information from the records of the office as to establish the soldier's or sailor's military or naval history and to make an appropriation therefor, and to provide for a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon	
Baird	Hayden	Mills	Smith	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Van Akin	
Doherty	Jones	Peek	Woodman	
Ely	Linsley	Seeley	Yeomans	
Farr				25

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 213 (file No. 71), entitled

A bill to amend section 5 of chapter 281 of the Compiled Laws of 1897, being compiler's section 10117 of said compilation, as the same was amended by act 148 of the Public Acts of 1897, relative to the survival of actions, approved May 19, 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon	
Baird	Hayden	Mills	Smith	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Van Akin	
Doherty	Jones	Peek	Woodman	
Ely	Linsley	Seeley	Yeomans	
Farr				25

## NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 162 (file No. 72), entitled

A bill making appropriations for the purchase of books and other material for the Michigan State Library, and books and equipments for the Michigan travelling libraries for the fiscal year ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley	
Baird	Fyfe	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Linsley			26

## NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 186 (file No. 73), entitled

A bill to appropriate \$5,000 dollars in aid of the erection of a monument to Major General Alexander Macomb, a native of this State, and a hero of the war of 1812, and general of the army of the United States;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Peek	
Baird	Hayden	Martindale	Seeley	
Brown	Heine	Mills	Sheldon	
Cropsey	Jenks	Moffatt	Smith	
Curtis	Jones	Moriarty	Traver	
Ely	Linsley			22

## NAYS.

Mr. Doherty	Mr. Woodman	Mr. Yeomans	3
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The title was agreed to.

Pending the third reading of  
House bill No. 132 (file No. 36), entitled

A bill to amend section 2 of act No. 176 of the Public Acts of 1891, entitled "An act for the organization of township school districts in the Upper Peninsula," as amended by act No. 104 of the Public Acts of 1903, being section 4824 of the Compiled Laws of 1897;

Mr. Moriarty moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," being section 4811 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley	
Baird	Fyfe	Martindale	Sheldon	
Brown	Hayden	Mills	Smith	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Linsley			26

## NAYS.

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 172 (file No. 35), entitled

A bill to amend section 14 of chapter 2, sections 10, 22 and 23 of chapter

3, and section 3 of chapter 4, of act 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4659, 4675, 4687, 4689 and 4694 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cropsey	Heine	Moffatt	Traver
Curtis	Jenks	Moriarty	Woodman
Doherty	Jones	Peek	Yeomans
Ely	Linsley		

26

## NAYS.

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 247, entitled

A bill to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of Miller's Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jenks	Moriarty	Woodman
Doherty	Jones	Peek	Yeomans
Ely	Linsley	Seeley	

27

## NAYS.

0

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 113, entitled

A bill making appropriations for the current expenses and building and special purposes for the Michigan College of Mines at Houghton, for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon	
Baird	Fyle	Martindale	Smith	
Brown	Hayden	Mills	Traver	
Cropsey	Heine	Moffatt	Van Akin	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Linsley	Seeley		27

## NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Doherty moved that the Senate resolve itself into

## EXECUTIVE SESSION.

The motion prevailed, the time being 8:40 o'clock p. m.

The executive session closed, the time being 8:50 o'clock p. m.

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Mr. Woodman asked and obtained indefinite leave of absence for Mr. Glasgow on account of sickness.

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The Secretary submitted the following report:

Lansing, Mich., March 22, 1905.

To the President of the Senate:

Sir—

Senate bill No. 179 (file No. 54, enrolled No. 41);

Also:

Senate bill No. 43 (file No. 8, enrolled No. 42);

Also:

Senate bill No. 212, (enrolled No. 45);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Mills moved that the Senate adjourn.

The motion prevailed, the time being 8:55 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FORTY-FOURTH DAY.

---

Lansing, March 23, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. Edwin R. Dow, of Chicago.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Sheldon, Smith, Traver, Woodman, Yeomans—27.

The following Senator was absent with leave: Mr. Glasgow.

The following Senators were absent without leave: Messrs. Cook, Moffatt, Seeley, Van Akin—4.

Mr. Brown moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

---

Mr. Brown asked and obtained leave of absence for himself and for Messrs. Cropsey and MacKay from tomorrow's session.

Mr. Curtis asked and obtained leave of absence for Mr. Van Akin until next Tuesday.

Mr. Curtis asked and obtained leave of absence for Mr. Moffatt until next Monday.

Messrs. Fyfe and Traver asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Smith asked and obtained leave of absence for himself until next Wednesday.

Mr. Sheldon asked and obtained leave of absence for himself until next Tuesday.

Mr. Heine asked and obtained leave of absence for himself until next Tuesday.



Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Hayden moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, March 27, at 9 o'clock p. m.

The motion prevailed.

#### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing March 23, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 8 (enrolled No. 22), being

An act to amend section 18 of act No. 113 of the Public Acts of Michigan for the year 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral, coal and other ores or minerals, and to fix the duties and liabilities of such corporations," as amended by act No. 233 of the Public Acts of Michigan for the year 1903, being section 7008 of the Compiled Laws of 1897;

Also:

Senate bill No. 134 (enrolled No. 32), being

An act to legalize and make valid certain school district bonds issued by school district No. 4, Ecorse township, Wayne county, on the 20th day of October, A. D. 1904;

Also:

Senate bill No. 135 (enrolled No. 34), being

An act to legalize and make valid certain school district refunding bonds issued by school district No. 4, Ecorse township, Wayne county, on the 20th day of October A. D. 1904;

Also:

Senate Joint Resolution No. 191 (enrolled No. 35), being

Joint Resolution authorizing and empowering the State Board of Agriculture to reimburse members of the volunteer fire department of the State Agricultural College for losses incurred by fire February 11th, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

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By unanimous consent the Senate took up the order of

#### INTRODUCTION OF BILLS.

Mr. Mills introduced

Senate bill No. 254, entitled

A bill to authorize and empower the construction and maintenance.

by riparian owners upon the Menominee river, within the State of Michigan, of so much of, a dam, or dams, as may be within the limits of said state, to form a part of a dam or dams to the Wisconsin bank of said river.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Russell	
Baird	Hayden	MacKay	Sheldon	
Brown	Heine	Martindale	Smith	
Cropsey	Jenks	Mills	Traver	
Curtis	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr				25

## NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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The Senate returned to the regular order of business.

## MOTIONS AND RESOLUTIONS.

Mr. Smith moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Smith moved to reconsider the vote by which the Senate on March 15, ordered the following entitled bill to take immediate effect:

Senate bill No. 239, entitled

A bill to amend Act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Public Acts of 1901, and by Act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said Act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated com-

pany, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State;

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Smith moved to reconsider the vote by which the Senate on March 15, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Smith moved to amend the bill as follows:

1. By striking out of lines 5, 6 and 7 of amended section 1, the following words: "and any company organized under chapter 126 of said statutes, entitled 'Gas Light Companies' or any two thereof."

2. By striking out of line 11 of section 1, the word "three" and inserting in lieu thereof the word "two."

3. By striking out of line 12 of section 1, the words "Or any two of said corporations."

4. By striking out of line 14 of section 1, the words "Three" and inserting in lieu thereof the word "two" and also striking out the words "or any two thereof."

5. By striking out of line 37 of section 1, the word "Three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

6. By striking out of line 42 of section 1, the word "three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

7. By striking out of line 48 of section 1, the word "three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

8. By striking out of line 55 of section 1, the word "three" and inserting in lieu thereof the word "two."

9. By striking out of line 56 of section 1, the words "or any two thereof."

10. By striking out of line 60 of section 1, the word "three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

11. By striking out of line 4 of section 2, the word "three" and inserting in lieu thereof the word "two" and striking out the words "or any two thereof."

12. By striking out of line 10 of section 2, the word "three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

13. By striking out of line 18 of section 2, the word "three" and inserting in lieu thereof the word "two," and by striking out the words "or any two thereof."

14. By striking out of line 21 of section 2, the word "three" and inserting in lieu thereof the word "two."

15. By striking out of line 22 of section 2, the words "or any two thereof."

16. By striking out of line 1 of section 3, the word "three" and inserting in lieu thereof the word "two," and by striking out the word "or."

17. By striking out of line 2 of section 3, the words "any two thereof."

The amendments were received, a majority of all the Senators elect voting therefor.

The amendments were then adopted.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Russell
Baird	Fyfe	MacKay	Sheldon
Brown	Hayden	Martindale	Smith
Cropsey	Heine	Mills	Traver
Curtis	Jenks	Moriarty	Woodman
Ely	Jones	Peek	Yeomans

24

#### NAYS.

0

The title was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Farr moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 486, entitled

A bill to prohibit the taking, catching or destruction of brook trout and other fish in Piper and Dorance Creeks and tributaries thereof, on sections 5, 7, 8, 29, 30 and 31, Shelby township, and sections 12, 25, 35 and 36, Benona township, in Oceana county, Michigan, for a period of five years from the first day of May, 1906.

The motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 54. By Mr. Rumer: Petition of H. F. Sigler and 97 other citizens of Pinckney, in favor of the passage of the bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

No. 55. By Mr. Linsley: Petition of D. C. Eddy and 60 other citizens of Hillsdale county, on the same subject.

Same reference.

No. 56. By Mr. Woodman: Petition of S. M. Bird and 32 other citizens of Saugatuck, protesting against the passage of the so-called "Robinson fish bill."

Referred to the Committee on Fisheries.

No. 57. By Mr. Moriarty: Petition of John Parker and 39 other citizens of Marquette county, on the same subject.

Same reference.

Mr. Cook entered the Senate Chamber and took his seat.

The President announced that on account of business engagements he would be unable to preside at the balance of today's session and at the sessions of tomorrow and Monday, and that in the absence of the President pro tem. he would appoint Mr. Farr as Acting President.

Mr. Farr took the chair.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 253, entitled

A bill to authorize the township of South Haven, in the county of Van Buren and State of Michigan, to borrow money and issue its bonds therefor for the purpose of building and repairing bridges across the north and south branches of Black River and Deerlick Creek, in said township, and to provide a tax for the payment of said bonds and the interest thereon;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Sheldon
Baird	Fyfe	Mackay	Smith
Brown	Hayden	Martindale	Traver
Cook	Heine	Moriarty	Woodman
Cropsey	Jenks	Rumer	Yeomans
Curtis	Jones	Russell	Acting Pres. Farr
Doherty	Kane		26

#### NAYS.

0

The title was agreed to.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 216, entitled

A bill to amend section 6 of chapter 83 of the Revised Statutes of 1846, entitled "Of marriage and the solemnization thereof," said section being compiler's section 8593 of the Compiled Laws of 1897, as last amended by act No. 247 of the Public Acts of 1899;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 215, entitled

A bill to amend act No. 209 of the Public Acts of 1893, entitled "An act to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same," as amended, by adding thereto a new section, to be known as section 30;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

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Mr. Heine moved that the Senate take a recess until 2:40 o'clock p. m., the time being 2:25 o'clock p. m.

The motion prevailed.

#### AFTER RECESS.

2:40 o'clock p. m.

The Senate was called to order by the Acting President.

A quorum of the Senate was present.

The Senate resumed the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 233, entitled

A bill to provide for the incorporation of Knights of Pythias associations;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 106 (file No. 18), entitled

A bill to authorize any corporation organized under the laws of this State to amend its articles of incorporation;

With the following amendments thereto:

1. By striking out of line 1, section 1, the words "the laws of this State" and inserting in lieu thereof the words "act No. 39 of the Public Acts of 1889 of this State, entitled "An act to authorize the formation of corporations for the purchase and improvement of grounds to be occupied for summer homes, for camp-meetings, for meetings of assemblies or associations and societies organized for intellectual and scientific culture and for the promotion of the cause of religion and morality, or for any or all such purposes."

2. By striking out of lines 3 and 4 of section 1, the words "or at any special meeting duly called for that purpose";

Recommend that the amendments be concurred in, and that when so amended the bill pass.

WM. L. CURTIS,  
Chairman.

Mr. Curtis moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 192 (file No. 59), entitled

A bill to amend section 1 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being section 6090 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 264 (file No. 42), entitled

A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on School for the Deaf:

The Committee on School for the Deaf report

Senate bill No. 199, entitled

A bill making appropriations for the Michigan School for the Deaf for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the following amendment thereto:

By striking out of line 7 of section 2, after the word "therefore" the words "seventeen thousand six hundred and fifty," and inserting in lieu thereof the words "thirteen thousand nine hundred fifty;"

Recommend that the amendment be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

BELA W. JENKS,  
Chairman.

Mr. Jenks moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on State Affairs:

The Committee on State Affairs report

Senate bill No. 137 (file No. 35), entitled

A bill to regulate the issuing, sale, distribution and redemption of trading stamps, discounts, coupons, tickets, checks and other similar devices;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed at the head of the General Order for today.



## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 570, entitled

A bill to amend section 17 of Title 6 of House Enrolled act No. 62 of acts passed by the Legislature for the year 1905, entitled "An act to revise the charter of the city of Jackson, and to repeal all acts or parts of acts inconsistent herewith;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Sheldon
Baird	Fyfe	MacKay	Smith
Brown	Hayden	Martindale	Traver
Cook	Heine	Moriarty	Woodman
Cropsey	Jenks	Peek	Yeomans
Curtis	Jones	Rumer	Acting Pres. Farr
Doherty	Kane	Russell	27

## NAYS.

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 366, entitled

A bill to provide for raising money to defray election expenses

and to increase and fix the compensation of clerks and election inspectors in the township of Springwells, Wayne county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Heine	Moriarty	Traver
Cook	Jenks	Peek	Woodman
Cropsey	Jones	Rumer	Yeomans
Curtis	Kane	Russell	Acting Pres. Farr
Doherty	Linsley		26

#### NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 541, entitled

A bill to provide for primary elections in Alpena county and to prescribe a penalty for violations thereof;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Brown	Heine	Martindale	Smith
Cook	Jenks	Moriarty	Traver
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	Acting Pres. Farr
			24

## NAYS.

Mr. Baird

1

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Curtis then moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 31 (file No. 7), entitled

A bill to amend section 2 of chapter 97 of the Revised Statutes of 1846, entitled "Of the commencement of suits; of process and the service and return of original writs," being section 9985 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 559, entitled

A bill regulating the determining and levying of money taxes for highway purposes in the townships of Berrien and Pipestone in the county of Berrien;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 546, entitled

A bill to authorize the city of Mt. Pleasant, in the county of Isabella and State of Michigan, to borrow money and issue bonds therefor, the proceeds of which are to be used for the purchase of the north half of block 7, in the Normal School addition to the city of Mt. Pleasant, to be conveyed to the State Board of Education for the benefit of the Central State Normal School;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Kane moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Curtis  
Ely

Mr. Fyfe  
Helne  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Peek  
Rumer  
Russell

Mr. Smith  
Traver  
Woodman  
Yeomans  
Acting Pres. Farr

22

NAYS.

0

The title was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 560, entitled

A bill to authorize the township of Lyons, in the county of Ionia, to borrow money upon its bonds for the building of a bridge across Maple River at the village of Muir in said township, and the approaches thereto;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Yeomans moved that the rules be suspended, and that the bill be placed upon its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Balrd	Heine	Martindale	Smith
Cook	Jenks	Moriarty	Traver
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	Acting Pres. Farr
			24

#### NAYS.

0

The title was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 405, entitled

A bill to detach certain territory from the township of Oscoda, county of Iosco, and State of Michigan, and attach the same to the township of Plainfield in the same county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 16, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 58 (file No. 9), entitled

A bill to amend section 30 of chapter 107 of the Revised Statutes of 1846, entitled "Provisions concerning actions and proceedings in certain cases," being section 10400 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 133, entitled

A bill to amend section 3 of act No. 313, Local Acts of 1903, entitled

"An act to authorize school district No. 4 of the township of Ecorse, county of Wayne and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used in the erection of a school building or school buildings in said district, and furnishing the same and in the purchase of a site or sites therefor";

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 246, entitled

A bill to create an additional voting precinct in Cedarville township, in Menominee county;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 22, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 245, entitled

A bill to provide for counting and canvassing the votes cast at elections in the city of Detroit by a central counting board; to regulate and protect such count and canvass and to punish offenses committed thereat, and to repeal all acts and parts of acts in conflict herewith;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

## INTRODUCTION OF BILLS.

Mr. Woodman introduced  
Senate bill No. 255, entitled

A bill to regulate warehouses and to provide for and regulate the inspection, weighing, handling, care and protection of grain, hay, beans, seeds and other farm products, the establishment of grades, the establishment of a board of appeals for the inspection of grain, hay, beans, seeds and other farm products, and prescribing its duties and to provide for and regulate the disposition of receipts from said inspection.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

Mr. Martindale introduced  
Senate bill No. 256, entitled

A bill to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and act 67 of the Public Acts of 1901, the same being section 3665 of the Compiled Laws of 1897.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

Mr. Brown introduced  
Senate bill No. 257, entitled

A bill to amend section 1 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27, 1895, said section being compiler's section 3338 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Jenks introduced  
Senate bill No. 258, entitled

A bill to amend sections 1, 3, 4 and 5 of act No. 176 of the Public Acts of 1899, entitled "An act authorizing school district boards, boards of trustees of graded schools, and boards of education in cities to establish and maintain day schools for the deaf, and authorizing payment therefor from the general fund."

The bill was read a first and second time by its title and referred to the Committee on School for the Deaf.

Mr. Jenks introduced  
Senate bill No. 259, entitled

A bill to repeal act 176 of the Public Acts of 1899, entitled "An act authorizing school district boards, boards of trustees of graded schools and boards of education in cities to establish and maintain day schools for the deaf, and authorizing payment therefor from the general fund."

The bill was read a first and second time by its title and referred to the Committee on School for the Deaf.



Mr. Yeomans introduced  
Senate bill No. 260, entitled

A bill specifying and determining the manner in which and the term for which the wardens of the several state prisons and houses of correction, and the superintendents of the several state asylums and industrial schools within the state shall be appointed, and by whom such appointments shall be made.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Ashley (for Mr. Van Akin), introduced  
Senate bill No. 261, entitled

A bill to make an appropriation for designating by monuments the locations occupied by the Second, Eighth, Twelfth, Fifteenth, Seventeenth, Twentieth and Twenty-seventh Regiments of Michigan Infantry, and the Batteries G and H, First Michigan Artillery, who participated in the campaign and siege of Vicksburg, within the Vicksburg National Military Park, and providing for the erection of the same.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

Mr. Ashley introduced  
Senate bill No. 262, entitled

A bill to amend section 4 of act No. 119 of the Public Acts of 1893, being entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith."

The bill was read a first and second time by its title and referred to the Committee on Insurance.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections respectfully requests that  
Senate bill No. 252, entitled

A bill to provide by direct vote in the county of Bay for nominations at primary elections of candidates of political parties for election to public offices, to regulate and protect such primary elections, and to punish offenses committed thereat; and to provide for counting and canvassing the votes cast thereat;

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Gaming Interests:

The Committee on Gaming Interests respectfully requests that Senate bill No. 196, entitled

A bill to prohibit the selling of pools and the keeping of books or any other device for the purpose of recording, registering or receiving bets or wagers upon the results of any trial or contest of skill between horses or any other animals taking place within this State and to provide a penalty for the violation thereof;

Be printed for the use of the committee.

SENECA C. TRAVER,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

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Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The Acting President called Mr. Jones to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 137 (file No. 35), entitled

A bill to regulate the issuing, sale, distribution and redemption of trading stamps, discounts, coupons, tickets, checks and other similar devices;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

GEORGE N. JONES,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

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Mr. MacKay moved that the Senate take a recess until 4:30 o'clock p. m.

The motion prevailed, the time being 3:55 o'clock p. m.

AFTER RECESS.

4:30 o'clock p. m.

The Senate was called to order by the Acting President.

A quorum of the Senate was present.

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Mr. Seeley entered the Senate Chamber and took his seat.

Mr. Fyfe asked and obtained leave of absence for himself from the balance of today's session.

Mr. Brown asked and obtained leave of absence for Mr. Rumer from tomorrow's session.

Mr. Russell asked and obtained leave of absence for himself from tomorrow's session.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. MacKay offered the following resolution:

Senate Resolution No. 40.

Whereas, The Senate learns with extreme gratification, of the appointment at Washington, D. C., today, of Truman H. Newberry, one of Michigan's foremost citizens and prominent business men, to the position of Assistant Secretary of the United States Navy, and

Whereas, Mr. Newberry's long years of service in the Michigan State Naval Brigade, his devotion to duty and his exceptional and well known business qualifications eminently fit him for so important a position in the navy department of a great nation, on whose flag the sun never sets, therefore

Resolved, That the hearty congratulations of the Senate be extended to President Roosevelt for the recognition again given the rock ribbed republican State of Michigan in the selection of so capable a public officer, and be it further

Resolved, That the congratulations of the Senate be also extended to Mr. Newberry, and be it further

Resolved, That suitably engrossed copies of these resolutions be forwarded to President Roosevelt and to Mr. Newberry.

The resolution was unanimously adopted.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 159, entitled

A bill to amend the title and sections 1 and 3 of Act No. 450 of the Local Acts of 1903, entitled "An act to create the office of drain assessors in each township of the county of Allegan, to prescribe their duties and fix their compensation, and to repeal all acts or parts of acts conflicting with the terms of this act;"

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Smith
Baird	Heine	Mills	Traver
Brown	Jenks	Moriarty	Woodman
Cook	Jones	Russell	Yeomans
Curtis	Kane	Seeley	Acting Pres. Farr
Doherty	Linsley	Sheldon	23

## NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## THIRD READING OF BILLS.

Senate bill No. 137 (file No. 35), entitled

A bill to regulate the issuing, sale, distribution and redemption of trading stamps, discounts, coupons, tickets, checks and other similar devices;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Heine	Martindale	Smith
Brown	Jenks	Mills	Traver
Cook	Jones	Moriarty	Woodman
Curtis	Kane	Russell	Acting Pres. Farr
Doherty	Linsley	Seeley	23

## NAYS.

0

The title was agreed to.

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 28, entitled

A bill to provide that the adoption of Harold H. Huber, a minor son of William R. Huber, by David H. Lomison and Lucinda Lomison, husband

and wife, all of St. Joseph County, Michigan, and that the changing of the name of said Harold H. Huber to Harold H. Lomison, and that the making of said Harold H. Huber (by the name of Harold H. Lomison) an heir at law of said David H. Lomison and Lucinda Lomison (which proceedings were had in the probate court for said County of St. Joseph, under the provisions of chapter 236 of the Compiled Laws of 1897), be annulled and set aside; that the name of Harold H. Huber be restored to said minor whose name was changed to Harold H. Lomison; that said Harold H. Huber shall not be an heir at law of said David H. Lomison and Lucinda Lomison or either of them; that said David H. Lomison and Lucinda Lomison shall each be relieved from all of the duties, responsibilities and liabilities assumed by them by reason of such adoption of said minor; and that said David H. Lomison, Lucinda Lomison, William R. Huber and Harold H. Huber be restored to all the privileges, rights and obligations which would have belonged to and been imposed upon them, respectively, if such adoption had not been made;

With the recommendation that it be referred to the Committee on Judiciary.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed and the bill was so referred.

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Mr. Moriarty moved that the Senate take a recess until 4:40 o'clock p. m.

The motion prevailed, the time being 4:35 o'clock p. m.

#### AFTER RECESS.

4:40 o'clock p. m.

The Senate was called to order by the Acting President.

A quorum of the Senate was present.

Mr. Woodman moved that the Senate return to the order of Messages from the House.

The motion prevailed.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 253, entitled

A bill to authorize the township of South Haven, in the county of Van Buren and State of Michigan, to borrow money and issue its bonds therefor for the purpose of building and repairing bridges across the north and south branches of Black River and Deerlick Creek, in said township, and to provide a tax for the payment of said bonds and the interest thereon;

And to inform the Senate that in the passage of the bill the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

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Mr. Sheldon moved that the Senate adjourn.

The motion prevailed, the time being 4:50 o'clock p. m.

The Acting President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FORTY-FIFTH DAY.

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Lansing, March 24, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the Acting President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Curtis, Ely, Jenks, Jones, Linsley, Martindale, Moriarty, Seeley, Woodman, Yeomans and Acting President Farr—13.

The following Senators were absent with leave: Messrs. Brown, Cropsey, Fyfe, Glasgow, Heine, MacKay, Moffatt, Rumer, Russell, Sheldon, Smith, Traver, Van Akin—13.

The following Senators were absent without leave: Messrs. Cook, Doherty, Hayden, Kane, Mills, Peek—6.

The Acting President announced that there was not a quorum of the Senate present.

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Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The Acting President declared the Senate adjourned until Monday, March 27, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## FORTY-SIXTH DAY.

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Lansing, March 27, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Woodman, Yeomans—26.

The following Senators were absent with leave: Messrs. Glasgow, Heine, Smith, Van Akin—4.

The following Senators were absent without leave: Messrs. Jenks, Mills—2.

Mr. Farr moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Moriarty asked and obtained leave of absence for Mr. Mills until Thursday.

### MOTIONS AND RESOLUTIONS.

Mr. Doherty moved to take from the Special Order

Senate bill No. 200 (file No. 55), entitled

A bill to exempt from assessment and taxation land contracts, deeds of trust, mortgages, promissory notes, and all agreements and promises to pay money, except bank notes circulating as money, and to prohibit any assessing officer from taking any such papers into account in making assessments in this State, and to repeal all acts or parts of acts in anywise contravening any of the provisions of this act;

The motion prevailed.

Mr. Doherty moved that the bill be referred to the committee of the whole and placed on the General Order.

The motion prevailed.

### PRESENTATION OF PETITIONS.

No. 58. By Mr. Linsley: Resolutions of the Board of Supervisors of Hillsdale county protesting against the passage of the bill providing

for a division of the first judicial circuit and the creation of another judicial circuit within the present circuit.

Referred to the Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in said townships, and prescribing the powers and duties of said overseers of highways;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 363, entitled

A bill to amend sections 6, 7, 13, 14, 15, and 16 of an act, entitled "An act to consolidate school districts No. 1 and 17 of the city of Jackson, and townships of Blackman and Summit, to be known as the Union School District of the city of Jackson, to define its rights, powers and duties and to provide for its government and the management and control of the schools," being Local Act No. 453 Local Acts of the legislature of Michigan for the year 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 63, entitled

A bill authorizing and empowering the city council of the city of Escanaba to make a re-assessment of taxes to defray the expense of paving, curbing and draining Ludington Street in said city;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 469, entitled

A bill to incorporate the village of Clarksville in the county of Ionia;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 571, entitled

A bill to incorporate the city of Rose City, in the county of Ogemaw, as a city of the fourth class;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the bill be laid on the table.  
The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 485, entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving and enlarging the public lighting plant in the city of Detroit;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 266, entitled

A bill to amend sections 3 and 7 of an act, entitled "An act to incorporate the Detroit Library Commission and to provide means for acquiring land and the construction of public library building or buildings thereon, and the maintenance of the same," approved March 29, 1901, as amended by act No. 390 of Local Acts of 1903, approved April 2, 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. MacKay moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Russell
Baird	Farr	Martindale	Seeley
Brown	Fyfe	Moffatt	Sheldon
Cook	Hayden	Moriarty	Traver
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley		

26.

## NAYS.

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 522, entitled

Joint Resolution awarding to Chas. F. Sanscrainte a medal of honor for distinguished gallantry during the Civil War;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 64, entitled

A bill making an appropriation for the State Public School for the

fiscal year ending June 30, 1906, to meet a deficiency in the current expense appropriation for said school for the fiscal year ending June 30, 1904, and to provide a tax for the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Public School.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 124, entitled

A bill to organize a school district in the township of Millen, in the county of Alcona and State of Michigan, to be known and designated as school district No. 1 of Millen township, out of certain territory to be detached from the union school district of the township of Millen, in the county of Alcona, State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 182, entitled

A bill to amend section 1 of act No. 371 of the Local Acts of 1889, entitled "An act to incorporate the village of Highland Park, in the county of Wayne," as amended by act No. 264 of the Local Acts of 1893;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,  
March 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 486, entitled

A bill to prohibit the taking, catching or destruction of brook trout and other fish in Piper and Dorance Creeks and tributaries thereof, on sections 5, 7, 8, 29, 30 and 31, Shelby township, and sections 12, 25, 35 and 36, Benona township, in Oceana county, Michigan, for a period of five years from the first day of May, 1906;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Farr moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Farr moved to reconsider the vote by which the Senate on March 13 ordered the above named bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Farr moved to reconsider the vote by which the Senate on March 13 passed the above named bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Farr moved to amend the bill by striking out of line 8 of section 1 the word "six" and inserting in lieu thereof the word "five."

The amendment was adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Hayden  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

26

#### NAYS.

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The question being on agreeing to the title,

Mr. Farr moved to amend the title so as to read as follows:

A bill to prohibit the taking, catching or destruction of brook trout and other fish in Piper and Dorance Creeks and tributaries thereof, on Sections 5, 7, 8, 29, 30 and 31, Shelby township, and Sections 12, 25, 35 and 36 Benona township, in Oceana county, Michigan for a period of five years from the first day of May, 1905;

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 254, entitled

A bill to authorize and empower the construction and maintenance by riparian owners upon the Menominee River, within the State of Michigan, of so much of, a dam, or dams, as may be within the limits of said State, to form a part of a dam or dams to the Wisconsin bank of said river;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 23, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 247, entitled

A bill to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8th, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of Miller's Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
March 23, 1905.

To the President of the Senate :

Sir—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 42, entitled

A bill making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same ;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
March 23, 1905.

To the President of the Senate :

Sir—I am instructed by the House to return to the Senate the following bill :

Senate bill No. 219, entitled

A bill to authorize the township board of school inspectors of Waterford township, in the county of Oakland, to disorganize school district No. 2, in said township, and apportion the property embraced within said district among the adjoining districts, and to repeal act No. 428 of the Local Acts of 1901, entitled "An act to restore school district No. 2 of Waterford township, in the county of Oakland, in the State of Michigan, to part of its original boundary lines, and add new territory thereto" ;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House Resolution No. 80.

Whereas, The members of this Legislature have learned with profound regret of the death, at his home in Detroit, on March 26, of the Hon. Stanley W. Turner, who was a member of the House of Representatives of 1877 and 1889 and Auditor General of the State of Michigan during the years 1893, 1894, 1895 and 1896; and

Whereas, Stanley W. Turner was, during his lifetime, an active worker in the councils of his party, a citizen of highest repute, a competent and trustworthy public official, and a man of exemplary personal character; therefore be it

Resolved, by the House of Representatives (the Senate concurring), That in the death of Stanley W. Turner the State of Michigan has lost a citizen whose loyalty has ever been pre-eminent, whose integrity has never been questioned, and whose life has been irreproachable; and

Resolved further, That as a mark of respect the Legislature suspend business during the hour of the funeral and that a select committee, consisting of three Senators to be appointed by the President and five Representatives to be appointed by the Speaker pro tem. be chosen to attend the funeral services to be held in Detroit on Wednesday, March 29, and convey our sympathy to the son, who alone survives the deceased.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was unanimously adopted.

In accordance with the above resolution,

The President named the following committee on the part of the Senate to attend the funeral: Messrs. Peek, Moriarty and MacKay.

#### INTRODUCTION OF BILLS.

Mr. MacKay introduced

Senate bill No. 263, entitled

A bill to amend section 1 of an act, entitled "An act to create a board of jury commissioners, consisting of seven persons, for courts of record in the county of Wayne, and to repeal act No. 95 of the Public Acts of 1887, as amended by act No. 42 of the Public Acts of 1891, and all other acts and parts of acts contravening the provisions of this act," being act No. 204 of the Public Acts of 1893, as amended by act 129 of the Public Acts of 1899 and act 211 of the Public Acts of 1901.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. MacKay moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Hayden  
Jones  
Kane

Mr. Linsley  
MacKay  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

25

## NAYS.

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The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty introduced

Senate bill No. 264, entitled

A bill to prohibit the spearing of fish through the ice during the months of December, January, February and March of each year in Houghton Lake, Roscommon county.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Cropsey introduced

Senate bill No. 265, entitled

A bill to provide for the lawful taking of suckers from the waters of Gull Lake, in Kalamazoo and Barry counties, Michigan.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Ashley introduced

Senate Joint Resolution No. 266, entitled

Joint Resolution proposing an amendment to article IV of the Constitution of this State by adding a section thereto relative to the ownership of street railways by the city of Detroit or townships bordering upon the corporate limits of said city.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Judiciary.

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Mr. Doherty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President called Mr. Moffatt to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

Senate bill No. 216 (file No. 82), entitled

A bill to amend section 6 of chapter 83 of the revised statutes of 1846, entitled "Of marriage and the solemnization thereof," said section being compiler's section 8593 of the Compiled Laws of 1897, as last amended by act No. 247 of the Public Acts of 1899;

Also:

Senate bill No. 215 (file No. 80), entitled

A bill to amend act No. 209 of the Public Acts of 1893, entitled "An act to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same," as amended, by adding thereto a new section to be known as section 30;

Also:

Senate bill No. 233 (file No. 81), entitled

A bill to provide for the incorporation of Knights of Pythias associations;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommends their passage.

The committee of the whole have also had under consideration the following:

II.

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall be alone responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

And have directed their chairman to report the same back to the Senate, but not having completed the consideration thereof, report progress and ask leave to sit again on the bill.

O. C. MOFFATT,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Moffatt moved that the Senate concur in the recommendation of the committee regarding the bill named in part II of the report.

The motion prevailed.

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By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 256 (file No. 79), entitled

A bill to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and act 67 of the Public Acts of 1901, the same being section 3665 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

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The Secretary submitted the following report:

Lansing, Mich., March 27, 1905.

To the President of the Senate:

Sir—

Senate bill No. 109 (file No. 23, enrolled No. 47) ;

Also:

Senate bill No. 90 (file No. 29, enrolled No. 48) ;

Also:

Senate bill No. 154 (file No. 37, enrolled No. 49) ;

Also:

Senate bill No. 245 (enrolled No. 50) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Woodman moved that the Senate adjourn.

The motion prevailed, the time being 10 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FORTY-SEVENTH DAY.

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Lansing, March 28, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. J. B. Silcox of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Woodman, Yeomans—27.

The following Senators were absent with leave: Messrs. Glasgow, Mills, Smith—3.

The following Senators were absent without leave: Messrs. Jenks, Van Akin—2.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Ely asked and obtained leave of absence for himself from tomorrow's session.

Mr. Peek asked and obtained leave of absence for himself and Messrs. Moriarty and MacKay, the committee appointed on the part of the Senate to attend the funeral of Hon. Stanley W. Turner, from tomorrow's session.

Mr. Curtis asked and obtained indefinite leave of absence for Mr. Van Akin.

### MOTIONS AND RESOLUTIONS.

Mr. Baird offered the following resolution:

Senate Resolution No. 41.

Whereas, There are now pending before the Senate Committee on Elections, several so-called primary election bills and other important measures amending the election laws of the State, and

Whereas, There being other bills yet to be introduced affecting the election laws and the manner of conducting primary elections in the



State, which makes the Committee on Elections one of the most important committees of the Senate, its deliberations of necessity covering a wide and varied scope, therefore

Resolved, That in view of the existing conditions and the desire on the part of the committee to give the most thorough and intelligent consideration to matters now pending before it and to measures yet to be referred to it, the President of the Senate be, and he is hereby authorized to increase the membership of the Committee on Elections by the appointment of two additional members.

The resolution was adopted, two-thirds of all the Senators present voting therefor.

In accordance with the above resolution,

The President named the following Senators as additional members of the Committee on Elections: Messrs Brown and Cook.

Mr. Heine offered the following resolution:

Senate Resolution No. 42.

Whereas, Public attention has been directed to certain purchasers and consignees of salt located in the city of Chicago, Illinois, and particularly to a certain grade of salt bearing a certain brand, or name, purchased and shipped by them, and

Whereas, It is generally believed that such brand, or name, has been fraudulently used in connection with such shipments and that the same acts as a false brand and perpetrates a rank fraud upon the consumers of salt wherever such grade is purchased, it being placed upon an inferior grade of salt; therefore, be it

Resolved, That the Committee on Saline Interests be and they are hereby authorized, directed and empowered to investigate the matter of such branded shipments and all matters in connection therewith; including the examination of any and all purchasers or consignees of such branded salt, together with their employees, servants, clerks and all persons in any way connected with such branded shipments, acting as principals or agents; also the right to subpoena all account books, sales books, consignment records, sales slips and all other documents pertaining to such shipments of such branded salt, belonging to either consignor, consignee or transportation company, in order to facilitate a complete and thorough understanding of such alleged fraudulent shipments, and report their findings to the Senate.

The resolution was adopted.

Mr. Doherty moved to take from the table

House bill No. 571, entitled

A bill to incorporate the city of Rose City, in the county of Ogemaw, as a city of the fourth class;

The motion prevailed.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Doherty moved to amend the bill by adding the following to stand as section 11, of the bill:

Section 11. For the purpose of holding the first election in said city F. S. Bell, H. S. Karcher and A. S. Rose are hereby designated as election commissioners, whose duty it shall be immediately after the passage of this act to provide for the general election to be held in said city on the first Monday in April 1905, and if not sufficient time shall remain to give notice of said election, then to call a special election in said city. They shall give notice by posting notices in three public places in each ward and by publication in a newspaper printed and published in said city, if there be one, three days before said election of the time and place in each ward of holding said election and of the city and ward officers to be elected, and two days before the day of registration of the time and place in each ward when the inspectors of election will meet on the Saturday previous to said election to make a registration of the electors of said city. They shall also procure all necessary books, paper, pencils, ballots and other material necessary to hold the first registration of voters and electors in said city. Said election commissioners shall appoint two electors in each ward, who with one of said election commissioners designated by them shall act as inspectors of election in each ward. Said election commissioners shall receive and canvass the votes of the several wards as returned by the inspectors, and shall determine the results and issue certificates of election to each of the successful candidates and shall perform such duties as are provided for in act 215 of the Public Acts of 1895, and amendments thereto.

The amendment was adopted.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Seeley
Brown	Fyfe	Martindale	Sheldon
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Moriarty	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane		

26  
0

#### NAYS.

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 59. By Mr. Linsley: Petition of Dr. H. O. Walker and 50 others of Detroit in favor of the passage of House bill No. 150, relative to the examination of students before the State Board of Registration in Medicine.

Referred to the Committee on Education and Public Schools.

No. 60. By Mr. Jones: Petition of Anna C. Moore and 700 others of Saginaw county in favor of the passage of a bill prohibiting the sale and manufacture of cigarettes.

Referred to the Committee on Public Health.

No. 61. By Mr. Peek: Petition of William Oleslager and 1,221 other citizens of Jackson county in favor of the passage of the bill which provides for certain changes in the law relating to school elections.

Referred to the Committee on Education and Public Schools.

No. 62. By Mr. Curtis: Petition of J. W. Hart and 1,582 other citizens of this State in favor of the passage of House bill No. 386, giving townships, cities and villages the privilege to decide whether they shall have saloons or not.

Referred to the Committee on Liquor Traffic.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 257, entitled

A bill to amend section 1 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27, 1895, said section being compiler's section 3338 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Public School:

The Committee on State Public School report

House bill No. 64, entitled

A bill making an appropriation for the State Public School for the fiscal year ending June 30, 1906, to meet a deficiency in the current expense appropriation for said school for the fiscal year ending June 30, 1904, and to provide a tax for the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Pending the reference of the bill to the Committee on Finance and Appropriations,

Mr. Linsley moved that Rule 17 be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

The recommendation of the committee was then concurred in and the bill was referred to the Committee on Finance and Appropriations.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 308 (file No. 69), entitled

A bill to amend section 14 of chapter 85 of act No. 156 of the Public Acts of 1851, approved April 8, 1851, the same as amended being section No. 2487 of the Compiled Laws of 1897, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers";

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 234, entitled.

A bill to amend section 8 of chapter 232 of the Compiled Laws of 1897 with reference to divorce and being compiler's section 8623;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report  
Senate bill No. 225, entitled

A bill to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation;

With the accompanying substitute therefor, having the same title.

Recommend that the substitute be concurred in and that the bill as substituted pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Elections:

The Committee on Elections report  
House bill No. 198 (file No. 46), entitled

A bill to amend section 22 of act 190 of the Public Acts of 1891, as amended by act No. 214 of the Public Acts of 1901, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State";

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests report  
House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the Laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Acts of 1887, the same being sections 4621 to 4625, inclusive, of the Compiled Laws of 1897;

With the recommendation that the bill pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Industrial Home for Girls:

The Committee on Industrial Home for Girls report  
House Joint Resolution No. 91 (file No. 73), entitled

Joint Resolution making an appropriation for the State Industrial Home for Girls to reimburse the treasury of said home for an amount expended in enlarging boiler house, for which no appropriation was made, and to levy a tax to meet the same;

With the recommendation that the Joint Resolution be referred to the Committee on Finance and Appropriations.

J. G. HAYDEN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Hayden moved that the Senate concur in the recommendation of the committee that the Joint Resolution be referred to the Committee on Finance and Appropriations.

The motion prevailed and the Joint Resolution was so referred.

By the Committee on Taxation:

The Committee on Taxation report  
Senate bill No. 249, entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the land taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the state and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act," the same being compiler's sections 3824 and 3962 inclusive;

With the recommendation that the bill pass.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Fyfe moved to take from the table  
Senate bill No. 237 (file No. 74), entitled

A bill to make the office of sheriff of Kent county a salaried office, and to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office;

The motion prevailed.

Mr. Fyfe moved that the bill be referred to the committee of the whole and placed on the General Order.

The motion prevailed.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 321 (file No. 83), entitled

A bill to define the duties and liabilities of hotel keepers and innkeepers with relation to the personal property of their guests, and to provide for the protection of inn and hotel keepers, and to repeal act No. 227 of the Public Acts of 1897, and act No. 15 of the Public Acts of 1875;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 276 (file No. 80), entitled

A bill to prescribe the duties of certain officers of the county of Grand Traverse;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 348 (file No. 81), entitled

A bill to amend sections 1 and 3 of chapter 1 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4639 and 4641 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 262 (file No. 75), entitled

A bill to amend section 33 of chapter 102 of the Revised Statutes of 1846, as amended, entitled "Of affidavits taken, and other judicial proceedings had, in other states and foreign countries," being section 10144 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.



The bill was read a first and second time by its title and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 267, entitled

A bill providing an appropriation for the employment by the Insurance Commissioner of Michigan of an actuary for the purpose of investigating and reporting on the subject of old-age pension insurance, and to ascertain the probable cost thereof and the amount of poll-tax necessary to the maintenance of an old-age pension insurance system by the State of Michigan.

The bill was read a first and second time by its title and referred to the Committee on Insurance.

Mr. Baird introduced

Senate bill No. 268, entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

Mr. Linsley introduced

Senate bill No. 269, entitled

A bill to amend section 127 of act 173 of the Laws of 1855, entitled "An act to amend chapter 93 of the Revised Statutes of 1846, entitled 'Of courts held by justices of the peace,' " said section being compiler's section 838 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Rumer introduced

Senate bill No. 270, entitled

A bill to amend sections 1, 2 and 4 of act No. 136 of the Public Acts of 1903, entitled "An act to provide for the indeterminate sentence and for the disposition, management and release of criminals under such sentence, and for the expense attending the same."

The bill was read a first and second time by its title, and referred to the Committee on Judiciary.

Mr. Rumer introduced

Senate bill No. 271, entitled

A bill to provide for the appointment, in each county of this State, of an advisory agent in the matter of pardons and paroles, to prescribe his powers and duties and fix his compensation, and to repeal act No. 150 of the Public Acts of 1893, entitled "An act to provide for the establishment and maintenance of a pardoning board, prescribing the powers and duties and repealing all acts and parts of acts in conflict therewith," and the acts amendatory thereto, and all other acts and parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.



Mr. MacKay introduced  
Senate bill No. 272, entitled

A bill to regulate the practice of circuit courts upon motions to quash demurrers and dilatory pleas, and to provide for the review of decisions thereon by the supreme court.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Heine introduced  
Senate bill No. 273, entitled

A bill to incorporate the city of Coleman, in the county of Midland, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Coleman.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Hayden  
Heine  
Jones  
Kane

Mr. Linsley  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

25

NAYS.

0

The title was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty (for Mr. Smith) introduced  
Senate bill No. 274, entitled

A bill to authorize the village of Hubbell, in the county of Houghton, to raise money by the issue of bonds for the construction of a water works in said village, and its use therefor.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Cropsey introduced  
Senate bill No. 275, entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children, and to establish juvenile courts.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

Mr. Fyfe (by request) introduced  
Senate bill No. 276, entitled

A bill to amend section 9 of act No. 132 of the Public Acts of 1903, entitled "An act empowering the State Board of Health to determine the qualifications necessary, examine and license persons qualified to practice the art of embalming and regulate the practice of embalming dead human bodies, and to repeal act No. 233 of the Public Acts of 1901."

The bill was read a first and second time by its title and referred to the Committee on Public Health.

---

Mr. Linsley moved that the Senate take a recess until 3 o'clock p. m. The motion prevailed, the time being 2:40 o'clock p. m.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Linsley to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 106 (file No. 18), entitled.

A bill to authorize any corporation organized under the laws of this State to amend its articles of incorporation;

Also:

Senate bill No. 256 (file No. 79), entitled

A bill to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and act 67 of the Public Acts of 1901; the same being section 3665 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 81 (file No. 28), entitled

A bill to provide for the safety of persons residing in apartment houses, tenement houses and other buildings more than three stories high above the ground;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommending its passage.

The committee of the whole have also had under consideration the following:

## III.

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

Also:

House bill No. 264 (file No. 42), entitled

A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;

And have directed their chairman to report the same back to the Senate, with the recommendation that the bills be referred to the Committee on Judiciary.

The committee of the whole have also had under consideration the following:

## IV.

Senate bill No. 200 (file No. 55), entitled

A bill to exempt from assessment and taxation, land contracts, deeds of trust, mortgages, promissory notes and all agreements and promises to pay money, except bank notes circulating as money, and to prohibit any assessing officer from taking any such papers into account in making assessments in this State, and to repeal all acts or parts of acts in anywise contravening any of the provisions of this act;

And have directed their chairman to report the same back to the Senate with the recommendation that the bill be laid on the table.

The committee of the whole have also had under consideration the following:

## V.

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in said townships, and prescribing the powers and duties of said overseers of highways;

And have directed their chairman to report the same back to the Senate, with the recommendation that 200 copies of the bill be printed and that it be made a special order for Tuesday, April 11, at 3 o'clock p. m.

E. B. LINSLEY,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Linsley moved that the Senate concur in the amendments made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Linsley moved that the Senate concur in the recommendation of the committee regarding the bills named in part III of the report.

The motion prevailed, and the same were referred to the Committee on Judiciary.

Mr. Linsley moved that the Senate concur in the recommendation of the committee regarding the bill named in part IV of the report.

The motion prevailed, and the same was laid on the table.

Mr. Linsley moved that the Senate concur in the recommendation of the committee regarding the bill named in part V of the report.

The motion prevailed, and the same was ordered printed, and made a special order for Tuesday, April 11, at 3 o'clock p. m.

---

By unanimous consent the Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved to take from the order of Third Reading of Bills Senate bill No. 81 (file No. 28), entitled

A bill to provide for the safety of persons residing in apartment houses, tenement houses and other buildings more than three stories high above the ground.

The motion prevailed.

Mr. Moriarty moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

## THIRD READING OF BILLS.

Senate bill No. 216 (file No. 82), entitled

A bill to amend section 6 of chapter 83 of the Revised Statutes of 1846,

entitled "Of marriage and the solemnization thereof," said section being compiler's section 8593 of the Compiled Laws of 1897, as last amended by act No. 247 of the Public Acts of 1899;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Peek	
Baird	Farr	Linsley	Russell	
Brown	Fyfe	MacKay	Seeley	
Cook	Hayden	Martindale	Sheldon	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jones	Moriarty	Yeomans	24

NAYS.

Mr. Rumer	Mr. Woodman		2
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The title was agreed to.

Senate bill No. 215 (file No. 80), entitled

A bil to amend act No. 209 of the Public Acts of 1893, entitled "An act to establish a home and training school for the feeble minded and epileptic, and making an appropriation for the same," as amended, by adding thereto a new section to be known as section 30;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell	
Baird	Fyfe	Martindale	Seeley	
Brown	Hayden	Moffatt	Sheldon	
Cook	Heine	Moriarty	Traver	
Cropsey	Kane	Peek	Woodman	
Curtis	Linsley	Rumer	Yeomans	25
Ely				

NAYS.

0

The title was agreed to.

Senate bill No. 233 (file No. 81), entitled

A bill to provide for the incorporation of Knights of Pythias associations;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell	
Baird	Fyfe	Martindale	Seeley	
Brown	Hayden	Moffatt	Sheldon	
Cook	Heine	Moriarty	Traver	
Cropsey	Kane	Peek	Woodman	
Curtis	Linsley	Rumer	Yeomans	25
Ely				

NAYS.

0

The title was agreed to.

Mr. Ashley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 256 (file No. 79), entitled

A bill to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and act 67 of the Public Acts of 1901; the same being section 3665 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Seeley
Brown	Fyfe	Martindale	Sheldon
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans

24

## NAYS.

0

The title was agreed to.

Senate bill No. 106 (file No. 18), entitled

A bill to authorize any corporation organized under the laws of this State to amend its articles of incorporation;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Seeley
Brown	Fyfe	Martindale	Sheldon
Cook	Hayden	Moffatt	Traver
Cropsey	Heine	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans

24

## NAYS.

0

The question being on agreeing to the title,

Mr. Ely moved to amend the title so as to read as follows:

A bill to authorize any corporation organized under act No. 39 of the Public Acts of 1889, of this State, entitled "An act to authorize the formation of corporations for the purchase and improvement of grounds to be occupied for summer homes, for camp-meetings, for meetings of assemblies or associations and societies organized for intellectual and scientific culture and for the promotion of the cause of religion and morality, or for any or all such purposes," to amend its articles of incorporation.

The motion prevailed and the title was so amended.

The title as amended was then agreed to.

By unanimous consent the Senate returned to the order of

# REPORTS OF STANDING COMMITTEES.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 321 (file No. 83), entitled

A bill to define the duties and liabilities of hotel keepers and inn-keepers with relation to the personal property of their guests, and to provide for the protection of inn and hotel keepers, and to repeal act No. 227 of the Public Acts of 1897, and act No. 15 of the Public Acts of 1875;

With the following amendment thereto:

By striking out of line 3 of section 1 the words "other than that described in the next section."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

A. J. PEEK,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Peek moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 64, entitled

A bill making an appropriation for the State Public School for the fiscal year ending June 30, 1906, to meet a deficiency in the current expense appropriation for said school for the fiscal year ending June 30, 1904, and to provide a tax for the same;

With the recommendation that the bill pass.

J. G. HAYDEN,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis

Mr. Ely  
Farr  
Fyfe  
Hayden  
Heine

Mr. Kane  
Linsley  
Martindale  
Moffatt  
Peek

Mr. Russell  
Seeley  
Sheldon  
Traver  
Yeomans

## NAYS.

Mr. Moriarty

1

The title was agreed to.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## INTRODUCTION OF BILLS.

Mr. MacKay introduced

Senate bill No. 277, entitled

A bill to amend section 10 of chapter 25 of the Compiled Laws of 1897, being compiler's section 309 of said compilation.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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By unanimous consent the Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Hayden moved to take from the table

House bill No. 529, entitled

A bill to provide a board of jury commissioners for the county of Berrien and the manner of selecting jurors to serve in the circuit court for said county, prescribing their duties and fixing their compensation and punishment for violations of the act.

The motion prevailed.

Mr. Hayden moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

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Mr. Peek moved that the Senate take a recess until 4:10 o'clock p. m. The motion prevailed, the time being 4 o'clock p. m.

## AFTER RECESS.

4:10 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.



Mr. Peek moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.  
The President called Mr. Ely to the chair.  
After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:  
House bill No. 321 (file No. 83), entitled  
A bill to define the duties and liabilities of hotel keepers and inn keepers with relation to the personal property of their guests, and to provide for the protection of inn and hotel keepers, and to repeal act No. 227 of the Public Acts of 1897, and act No. 15 of the Public Acts of 1875;  
Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.  
T. A. ELY,  
Chairman.

The report was accepted.  
The bill named in the report was placed on the order of Third Reading of Bills.

Mr. Jenks entered the Senate Chamber and took his seat.

By unanimous consent the Senate returned to the order of

THIRD READING OF BILLS.

House bill No. 321 (file No. 83), entitled  
A bill to define the duties and liabilities of hotel keepers and inn keepers with relation to the personal property of their guests, and to provide for the protection of inn and hotel keepers, and to repeal act No. 227 of the Public Acts of 1897, and act No. 15 of the Public Acts of 1875;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley
Baird	Hayden	MacKay	Sheldon
Brown	Heine	Moffatt	Traver
Curtis	Jenks	Peek	Woodman
Doherty	Jones	Russell	Yeomans
Ely	Kane		

NAYS.

The title was agreed to.

Mr. Russell moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 273, entitled

A bill to incorporate the city of Coleman, in the county of Midland, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Coleman;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

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By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report  
Senate bill No. 268, entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday;

With the following amendments thereto:

1. By striking out of line 4 of section 3 the words "one hundred" and inserting in lieu thereof the words "twenty-five."

2. By striking out of line 3 of section 4 the word "fifty" and inserting in lieu thereof the word "ten."

Recommend that the amendments be concurred in, and that when so amended, the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

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The Secretary submitted the following report:

Lansing, Mich., March 28, 1905.

To the President of the Senate:

Sir—

Senate bill No. 133 (enrolled No. 52);

Also:

Senate bill No. 253 (enrolled No. 53);

Also:

Senate bill No. 246 (enrolled No. 54);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Peek moved that the Senate adjourn.

The motion prevailed, the time being 4:30 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FORTY-EIGHTH DAY.

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Lansing, March 29, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. P. French, of Lansing. The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, Martindale, Moffatt, Rumer, Russell, Seeley, Sheldon, Traver, Woodman, Yeomans—24.

The following Senators were absent with leave: Messrs. Ely, Glasgow, MacKay, Mills, Moriarty, Peek, Van Akin—7.

The following Senator was absent without leave: Mr. Smith.

Mr. Doherty moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

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In accordance with the concurrent resolution adopted by the Legislature, March 27, which provides for the suspension of business during the funeral of the late Stanley W. Turner, which service is set for this hour in the city of Detroit,

Mr. Woodman moved that the Senate take a recess for one hour, The motion prevailed, the time being 2:10 o'clock p. m.

### AFTER RECESS.

3:10 o'clock p. m.

The Senate was called to order by the President. A quorum of the Senate was present.

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The Senate took up the regular order of business.

## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office.  
Lansing, March 28, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 245 (enrolled No. 50), being

An act to provide for counting and canvassing the votes cast at elections in the city of Detroit by a central counting board; to regulate and protect such count and canvass and to punish offenses committed thereat; and to repeal all acts and parts of acts in conflict herewith.

Very respectfully,

FRED M. WARNER,  
Governor.

## MOTIONS AND RESOLUTIONS.

Mr. Doherty offered the following resolution:

Senate Resolution No. 43.

Resolved, That the President be and he is hereby authorized to appoint two additional members of the Committees on State Affairs and Liquor Traffic.

The resolution was adopted, two-thirds of all the Senators present voting therefor.

In accordance with the above resolution, the President appointed Messrs. Baird and Peek as additional members of the Committee on Liquor Traffic, and Messrs. Jenks and Moffatt as additional members of the Committee on State Affairs.

## PRESENTATION OF PETITIONS.

No. 63. By Mr. Jenks: Petition of Harmon Allen and 124 other citizens of Huron and Sanilac counties protesting against the passage of the so-called "Robinson fish bill."

Referred to the Committee on Fisheries.

No. 64. By Mr. Yeomans: Petition of Geo. W. Wilson and 32 other citizens of Montcalm county, in favor of the passage of a bill providing a separate prison for women convicts.

Referred to the Committee on State Affairs.

No. 65. By Mr. Linsley: Petition of F. R. Fenn and 44 other voters of Hillsdale, in favor of the passage of a bill prohibiting the sale and manufacture of cigarettes.

Referred to the Committee on Public Health.

No. 66. By Mr. Farr: Remonstrance of Henry F. Hanrath and 37 other citizens of Frankfort, Benzie county, against the passage of House bill No. 502, being the so-called "Robinson fish bill."

Referred to the Committee on Fisheries.

No. 67. By Mr. Cropsey: Petition of F. S. Blackman and 1,631 other citizens of Michigan in favor of the passage of a bill providing for the establishment of juvenile courts.

Referred to the Committee on Judiciary.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 150 (file No. 31), entitled

A bill to provide for the examination and credit of students of recognized medical colleges and universities, who have completed such a proportion of the whole course of subjects provided for under section 3, subdivision 1st, act 191, laws of 1903, amending act 237, laws of 1899, as shall be prescribed by the State Board of Registration in Medicine, subsequent to the completion of the second year at least in such recognized medical colleges and universities;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Asylum:

The Committee on State Asylum report

Senate bill No. 99, entitled

A bill making appropriations for the State Asylum for special purposes for the fiscal year ending June 30, 1906, and to provide a tax therefor;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

ALBERT O. HEINE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Heine moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House Resolution No. 81.

Resolved by the House (the Senate concurring), That when the Legislature adjourns Friday, March 31, it stand adjourned until Tuesday, April 4, at 9 o'clock p. m.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,  
The resolution was adopted.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 82 (file No. 43), entitled

A bill to amend section 15 of an act entitled "An act to provide for the formation of street railway companies," being act No. 35 of the Public Acts of 1867, approved March 5, 1867, and being chapter 94 of Howell's Annotated Statutes, the same being section 6448 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 602, entitled

A bill for the protection of fish in the lakes and streams of the county of Montcalm, State of Michigan, and to repeal all acts or parts of acts inconsistent with this act;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 601, entitled

A bill to amend chapter 9 of an act, entitled "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and to repeal all other laws relating thereto," being act No. 254 of the Public Acts of 1897, approved June 2, 1897, as amended by the several acts amendatory thereto, by adding to said chapter a new section, to stand as section 15, and providing for the payment of certain drain orders in Cheboygan and Emmet counties;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

#### NAYS.

The title was agreed to.



Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 600, entitled

A bill to amend section 2 of House Enrolled Act No. 6 of the acts of the Legislature of 1905, entitled "An act to authorize and empower the board of education of the public schools of the city of Wyandotte, in the county of Wayne, to borrow not to exceed \$50,000 and issue the bonds of the public schools of said city of Wyandotte therefor, for the purpose of building a school house and equipping the same," approved January 26, 1905;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis

Mr. Doherty  
Farr  
Fyfe  
Hayden  
Heine  
Jenks

Mr. Jones  
Kane  
Linsley  
Martindale  
Moffatt  
Rumer

Mr. Russell  
Sheldon  
Traver  
Woodman  
Yeomans

23

#### NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 593, entitled

A bill to legalize the proceedings had in laying out, establishing, constructing and completing a certain pavement in the city of Albion, in the county of Calhoun and State of Michigan, said pavement being in the special assessment district known as "The Central Superior Street Paving District," and to legalize the assessment and tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 591, entitled

A bill to amend sections 5 and 23 of chapter 11 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

## NAYS.

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 540, entitled

A bill to change the title of the presiding officer of the board of control of the Michigan College of Mines from President to Chairman;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on College of Mines.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 482, entitled

Joint Resolution authorizing the Auditor General of the State of

Michigan to deed to the village of Sand Lake, in Kent county, Michigan, a certain parcel of land described as lot 10, block 8, of the village of Sand Lake, for village purposes;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 453, entitled

A bill permitting the catching and taking of German carp, gar and dog fish in the waters of Saddle and Silver lakes, in the township of Columbia and county of Van Buren, and Gunn lake in the counties of Allegan and Barry;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Woodman moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis

Mr. Doherty  
Farr  
Fyfe  
Hayden  
Heine  
Jenks

Mr. Jones  
Kane  
Linsley  
Martindale  
Moffatt  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect. The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 566, entitled

A bill to amend section 2 of act No. 389 of the Public Acts of 1873, entitled "An act to prevent the destruction of fish in Reed's lake and Fisk's lake, in the township of Grand Rapids, in the county of Kent," as amended by act No. 278 of the Public Acts of 1897, and act No. 144 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis

Mr. Doherty  
Farr  
Fyfe  
Hayden  
Heine  
Jenks

Mr. Jones  
Kane  
Linsley  
Martindale  
Moffatt  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 515, entitled

A bill to prohibit the taking or catching of fish in Weicamp's lake, sometimes known as Pierce's lake, in the townships of Cross Village and Bliss, in the county of Emmet, State of Michigan, during certain months of the year;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Helne	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 41, entitled

A bill to repeal act No. 48 of the Public Acts of 1899, entitled "An act to prohibit the taking or catching of fish in that porton of Pine River which lies within the counties of Gratiot and Montcalm, in this State, by means of spears, nets, set lines, or night lines, snares, artificial lights, or explosive substances, and to prohibit the taking or catching of fish in said river except by hook and line; and to provide a penalty for any violation of the provisions of this act, and to repeal all acts or parts of acts inconsistent herewith;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

#### NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 585, entitled

A bill to prohibit the catching of fish within a radius of one mile from the mouth of the outlet of Muskegon Lake, White Lake, Duck Lake and Lake Harbor in the county of Muskegon with nets of any description and to prohibit the catching of fish with nets of any description in any of the inland lakes in the said county of Muskegon and to repeal all acts and parts of acts inconsistent with the provisions of this act;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Kane	Mr. Seeley	
Baird	Farr	Linsley	Sheldon	
Brown	Fyfe	Martindale	Traver	
Cook	Hayden	Moffatt	Woodman	
Cropsey	Heine	Rumer	Yeomans	
Curtis	Jones	Russell		23

## NAYS.

0

The title was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 586, entitled

A bill to authorize the village of Hubbell, in the county of Houghton, to raise money by the issue of bonds for the construction of a water works in said vilage, and its use therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

## NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 520, entitled

A bill permitting the catching and taking of German carp, suckers, mullet and grass pike in the waters of Black river, Belle river and Pine river within the county of St. Clair, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

## NAYS.

0

The title was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 547, entitled

A bill to regulate the taking and catching of fish in Klinger lake, in the county of St. Joseph in this State;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 280, entitled

A bill to amend section 1 of act No. 365 of the Local Acts of Michigan for the year 1899; approved April 12, 1899, entitled "An act to provide for additional power vested in the Board of Supervisors for the county of Muskegon, and to repeal all acts and parts of acts inconsistent herewith;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

## NAYS.

0

The title was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 557, entitled

A bill to authorize and empower justices of the peace of the city of Standish to have cognizance of all civil actions within the jurisdiction of a justice of the peace when either the plaintiff or defendant resides in the county of Arenac;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 519, entitled

A bill to reduce the number of circuit court commissioners in the county of Kent, and to provide a salary;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Russell moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Seeley	
Baird	Farr	Kane	Sheldon	
Brown	Fyfe	Linsley	Traver	
Cook	Hayden	Moffatt	Woodman	
Cropsey	Heine	Rumer	Yeomans	
Curtis	Jenks	Russell		23

NAYS.

0

The title was agreed to.

Mr. Russell moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 391, entitled

A bill to make townships and cities in Ottawa county primarily liable for the payment of all claims incurred in the care of persons sick with contagious diseases, or diseases dangerous to the public health, or incurred in preventing the spread of said diseases, where said county is now primarily liable for said payment;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

Mr. Sheldon moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 592, entitled

A bill to repeal an act, entitled "An act to incorporate the Grand Rapids Hydraulic Company," approved April 2, 1849, and to provide for presentation and allowance of claim against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell	
Baird	Farr	Kane	Seeley	
Brown	Fyfe	Linsley	Sheldon	
Cook.	Hayden	Martindale	Woodman	
Cropsey	Helne	Moffatt	Yeomans	
Curtis	Jenks	Rumer		23

#### NAYS.

0

The title was agreed to.

The following message from the House was also received and read:

House of Representatives.  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 598, entitled

A bill to amend sections 1 and 2 of chapter 2, sections 11 and 24 of

chapter 6, section 1 of chapter 8, section 4 of chapter 17, section 17 of chapter 20 of an act, entitled "An act to incorporate the city of Grand Ledge, in the county of Eaton, and repeal act No. 260 of the Session Laws of 1871, and all acts amendatory thereof," being act No. 322 of the Local Acts of 1893, and being the charter of the city of Grand Ledge, and of all acts and parts of acts amendatory of said sections and chapters;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Russell
Baird	Farr	Kane	Seeley
Brown	Fyfe	Linsley	Sheldon
Cook	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Curtis	Jenks	Rumer	Yeomans

24

**NAYS.**

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 263, entitled

A bill to amend section 1 of an act, entitled "An act to create a board of jury commissioners, consisting of seven persons, for courts of record in the county of Wayne, and to repeal act No. 95 of the Public Acts of 1887, as amended by act No. 42 of the Public Acts of 1891, and all other acts and parts of acts contravening the provisions of this act."

being act No. 204 of the Public Acts of 1893, as amended by act 129 of the Public Acts of 1899 and act 211 of the Public Acts of 1901;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
March 28, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the return to the House of the following bill:

House bill No. 182, entitled

A bill to amend section 1 of act No. 371 of the Local Acts of 1889, entitled "An act to incorporate the village of Highland Park, in the county of Wayne," as amended by act No. 264 of the Local Acts of 1893.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Farr moved to discharge the Committee on Cities and Villages from the further consideration of the above entitled bill.

The motion prevailed.

Mr. Farr then moved that the bill be returned to the House in accordance with their request.

The motion prevailed.

#### INTRODUCTION OF BILLS.

Mr. Jenks introduced

Senate bill No. 278, entitled

A bill to establish the polling place in the township of Port Austin, in Huron county, at the village of Port Austin, and to repeal act No. 334 of the Local Acts of 1895.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Rumer introduced

Senate bill No. 279, entitled

A bill to provide for the indeterminate sentence as a punishment for crime, upon conviction thereof, and for the detention and release of persons imprisoned or detained on such sentences.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

Mr. Curtis introduced

Senate bill No. 280, entitled

A bill to amend act No. 266 of the Public Acts of 1895, approved June 4, 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety, and the safe depositing of assets for which such surety may be liable, and to the charging by fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," by amending the title thereof, and adding two new sections thereto, to stand as sections 12 and 13.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Linsley introduced

Senate bill No. 281, entitled

A bill to prohibit the keeper, owner (his agent or clerk) of a pool or billiard hall, or cigar store, from allowing any boy or boys of the public schools of the State of Michigan, from the first to the twelfth grades inclusive, to remain in, loiter about or in, to play any game whatever in such places of business or in any room or rooms leading from the same.

The bill was read a first and second time by its title and on motion of Mr. Linsley was referred to the Committee on Education and Public Schools.

Mr. Cropsey (for Mr. Glasgow) introduced

Senate bill No. 282, entitled

A bill to provide for the due organization of political parties in this State, the registration of their members and the conduct of caucuses, primary elections and conventions by political parties so organized.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

---

Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Hayden to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate Joint Resolution No. 161 (file No. 76), entitled

Joint Resolution to provide for the relief of Smith Brothers & Company, a corporation;

Also:



Senate bill No. 237 (file No. 74), entitled

A bill to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs and fixing their compensation, and to regulate the management of the sheriff's office;

Also:

House bill No. 308 (file No. 69), entitled

A bill to amend section 14 of chapter 85 of act No. 156 of the Public Acts of 1851, approved April 8, 1851, the same as amended being section No. 2487 of the Compiled Laws of 1897, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers";

Also:

House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Acts of 1887, the same being sections 4621 to 4625 inclusive of the Compiled Laws of 1897;

Also:

House bill No. 198 (file No. 46), entitled

A bill to amend section 22 of act No. 190 of the Public Acts of 1891, as amended by act No. 214 of the Public Acts of 1901, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this State";

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 192 (file No. 59), entitled

A bill to amend section 1 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being section 6090 of the Compiled Laws of 1897;

And have directed their chairman to report the same back to the Senate, with the recommendation that the bill be re-referred to the Committee on Banks and Corporations.

J. G. HAYDEN,  
Chairman.

The report was accepted.

The bills and Joint Resolution named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Hayden moved that the Senate concur in the recommendation of the committee regarding the bill named in part II of the report.

The motion prevailed, and the same was re-referred to the Committee on Banks and Corporations.

Mr. Hayden moved that the Senate take a recess until 4:50 o'clock p. m.

The motion prevailed, the time being 4:25 o'clock p. m.

## AFTER RECESS.

4:50 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

The Senate returned to the regular order of business.

## THIRD READING OF BILLS.

Senate Joint Resolution No. 161 (file No. 76), entitled  
Joint Resolution to provide for the relief of Smith Brothers & Com-  
pany, a corporation;

Was read a third time and not passed, two-thirds of all the Senators  
elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Kane	Mr. Rumer	
Baird	Fyfe	Linsley	Seeley	
Brown	Heine	Martindale	Traver	
Cook	Jenks	Moffatt	Woodman	
Curtis	Jones			18

## NAYS.

Mr. Cropsey	Mr. Russell	Mr. Sheldon	Mr. Yeomans	
Hayden				5

Mr. Doherty moved to reconsider the vote by which the Senate refused  
to pass the above entitled Joint Resolution.

The motion prevailed.

The question being on the passage of the Joint Resolution,  
Mr. Baird moved that the Joint Resolution be laid on the table.

The motion prevailed.

Senate bill No. 237 (file No. 74), entitled

A bill to make the office of sheriff of Kent county a salaried office,  
to fix the salary of under sheriff, to provide for determining the num-  
ber of deputy sheriffs, and fixing their compensation, and to regulate the  
management of the sheriff's office;

Was read a third time and passed, a majority of all the Senators elect  
voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Seeley	
Baird	Farr	Kane	Sheldon	
Brown	Fyfe	Martindale	Traver	
Cook	Hayden	Moffatt	Woodman	
Cropsey	Heine	Rumer	Yeomans	
Curtis	Jenks	Russell		23

## NAYS.

0

The title was agreed to.

House bill No. 308 (file No. 69), entitled

A bill to amend section 14 of chapter 85 of act No. 156 of the Public Acts of 1851, approved April 8, 1851, the same as amended being section No. 2487 of the Compiled Laws of 1897, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers;"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Seeley	
Baird	Farr	Kane	Sheldon	
Brown	Fyfe	Martindale	Traver	
Cook	Hayden	Moffatt	Woodman	
Cropsey	Heine	Rumer	Yeomans	
Curtis	Jenks	Russell		23

## NAYS.

0

The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the Laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Acts 1887, the same being sections 4621 to 4625, inclusive, of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Seeley	
Brown	Fyfe	Martindale	Sheldon	
Cook	Hayden	Rumer	Traver	
Cropsey	Jenks	Russell	Yeomans	
Curtis	Jones			18

## NAYS.

Mr. Baird	Mr. Doherty	Mr. Heine	Mr. Woodman	4
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Pending the announcement of the vote on the passage of the above entitled bill, the President laid before the Senate the following communication:

Nashville, Michigan,  
March 29, 1905.

To the President of the Senate:

Sir—On account of illness I am unable to be present at today's ses-

sion of the Senate but I desire it recorded that were I present I would vote for the passage of House bill No. 368, file No. 72.

C. L. GLASGOW,  
Senator, Fifteenth District.

The title of the bill was then agreed to.

Mr. Seeley moved that the bill be laid on the table.

The motion prevailed.

House bill No. 198 (file No. 46), entitled

A bill to amend section 22 of act No. 190 of the Public Acts of 1891, as amended by act No. 214 of the Public Acts of 1901, entitled "An act to prescribe the manner of conducting and to prevent fraud and deception at elections in this state;"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Doherty	Mr. Jones	Mr. Seeley	
Baird	Farr	Kane	Sheldon	
Brown	Fyfe	Martindale	Traver	
Cook	Hayden	Moffatt	Woodman	
Cropsey	Heine	Rumer	Yeomans	
Curtis	Jenks	Russell		23

NAYS.

0

The title was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Cook asked and obtained leave of absence for himself from tomorrow and Friday's sessions.

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The Secretary submitted the following report:

Lansing, Mich., March 29, 1905.

To the President of the Senate:

Sir—

Senate bill No. 254 (enrolled No. 55);

Also:

Senate bill No. 219 (enrolled No. 56);

Also:

Senate bill No. 242 (enrolled No. 57);

Also:

Senate bill No. 247 (enrolled No. 58);

Also:

Senate bill No. 273 (enrolled No. 59) ;  
Have been printed and have this day been presented to the Governor  
for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Jones moved that the Senate adjourn.  
The motion prevailed, the time being 5:15 o'clock p. m.  
The President declared the Senate adjourned until tomorrow at 2  
o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FORTY-NINTH DAY.

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Lansing, March 30, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Traver, Woodman, Yeomans—27.

The following Senators were absent with leave: Messrs. Cook, Glasgow and Van Akin—3.

The following Senators were absent without leave: Messrs. Mills and Smith—2.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Messrs. Brown, Curtis, Doherty, Fyfe, Hayden, Heine, Jones, Linsley, MacKay, Martindale, Moriarty, Rumer, Russell, Seeley, Sheldon, Traver and Woodman, asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 29, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 179 (enrolled No. 41), being

An act to authorize the State Board of Agriculture to sell a certain tract of land belonging to the Upper Peninsula experiment station and to purchase a certain other tract of land for the use of the Upper Peninsula experiment station;

Also:

Senate bill No. 43 (enrolled No. 42), being

An act to amend the title and section 1, of act No. 91 of the Public Acts of 1903, entitled "An act to authorize the several courts of the State having jurisdiction in criminal cases, to hold or place persons convicted of a crime or misdemeanor on probation, under the care of probation officers provided in this act;"

Also:

Senate bill No. 212 (enrolled No. 45), being

An act to provide for the re-survey and a re-platting of the village of Decatur and the additions thereto and the subdivisions thereof, and to establish such new plat as the legal plat of the said village of Decatur;

Also:

Senate bill No. 90 (enrolled No. 48), being

An act to amend section three of Act 22 of the Public Acts of 1891, entitled "An act to provide for the incorporation of lodges of the Benevolent and Protective Order of Elks;"

Also:

Senate bill No. 154 (enrolled No. 49), being

An act to amend sections 34, 37 and 39 of act No. 187 of the Public Acts of 1887, entitled "An act to revise the laws providing for the incorporation of co-operative and mutual benefit associations, and to define the powers and duties, and regulate the transaction of the business of all such corporations and associations doing business within the state," approved June 17, 1887, and the acts amendatory thereof, and as amended by act No. 246 of the Public Acts of 1903, and to repeal all acts and parts of acts inconsistent with the provisions of this act;

Also:

Senate bill No. 253 (enrolled No. 53), being

An act to authorize the township of South Haven, in the county of Van Buren and State of Michigan, to borrow money and issue its bonds therefor for the purpose of building and repairing bridges across the north and south branches of Black river and Deerlick creek in said township and to provide a tax for the payment of said bonds and the interest thereon;

Also:

Senate bill No. 246 (enrolled No. 54), being

An act to create an additional voting precinct in Cedarville township, in Menominee county;

Also:

Senate bill No. 247 (enrolled No. 58), being

An act to amend section 1 of an act, entitled "An act to designate the holidays to be observed in the acceptance and payment of bills of exchange and promissory notes, in the holding of courts and relative to the continuance of suits," approved March 8, 1865, as amended by act No. 208 of the Public Acts of 1881; as amended by act No. 77 of the Public

Acts of 1893; as amended by act No. 185 of the Public Acts of 1893, being section 4880 of the Compiled Laws of 1897, as amended by act No. 254 of the Public Acts of 1903;

Also:

Senate bill No. 273 (enrolled No. 59), being

An act to incorporate the city of Coleman, in the county of Midland, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Coleman.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Moffatt offered the following resolution:

Senate Resolution No. 44.

Whereas, Certain evils exist because of the many inconsistencies and lack of uniformity in the fish laws of the several states affecting the fishing interests of Lakes Michigan, Superior and Huron; and

Whereas, Requests have come to this Legislature from Illinois, Wisconsin, Minnesota and Ontario asking for a conference of the committees of the several legislative bodies of the states and province named; and

Whereas, It is deemed expedient that such a meeting would be in the interests of our own fisheries especially;

Resolved, That the Committee on Fisheries of the Senate be and the same is hereby appointed to attend such conference to be held in the city of Chicago, Illinois. The said committee to receive no mileage.

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 68. By Mr. Doherty: Petition of Hiram Good and 216 other citizens of Alcona county, in favor of the passage of Senate bill No. 283, which provides for the transfer of the county seat of Alcona county from Harrisville to a more central location.

Referred to the Committee on Judiciary.

No. 69. By Mr. Moffatt: Petition of H. M. Sherman and 90 other citizens of Charlevoix, in favor of the passage of a general primary election bill.

Referred to the Committee on Elections.

No. 70. By Mr. Sheldon: Petition of E. P. Cummings and 25 other citizens of Ottawa county in favor of the passage of a bill prohibiting the sale and manufacture of cigarettes.

Referred to the Committee on Public Health.

No. 71. By Mr. Linsley: Petition of Lulu Carpenter and 19 others of Burr Oak, St. Joseph county, in favor of the passage of a bill prohibiting the sale of intoxicating beverages within three miles of the University, State Normal Schools and denominational colleges in this State.

Referred to the Committee on Liquor Traffic.



No. 72. By Mr. Linsley: Petition of W. B. Hinsdale and 61 others of Ann Arbor, in favor of the passage of House bill No. 150, relative to the examination of students before the State Board of Registration in Medicine.

Referred to the Committee on Education and Public Schools.

No. 73. By Mr. Farr: Petition of W. K. Branch and 12 other citizens of Manistee county, in favor of the passage of the bill to establish a sanatorium for the treatment of persons having tuberculosis.

Referred to the Committee on Public Health.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 112, entitled

A bill to amend section 1 of act No. 379 of the Local Acts of the State of Michigan, for the year 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent," approved June 26, 1891;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Russell moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Curtis  
Farr

Mr. Fyfe  
Linsley

Mr. Moffatt  
Peek

Mr. Rumer  
Seeley

9

#### NAYS.

Mr. Baird

Mr. Russell

2

Mr. Russell moved to reconsider the vote by which the Senate refused to pass the above entitled bill.

The motion prevailed.

The question being on the passage of the bill,

Mr. Fyfe moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House Joint Resolution No. 91 (file No. 73) entitled

Joint Resolution making an appropriation for the State Industrial Home for Girls, to reimburse the treasury of said home for an amount

expended in enlarging boiler house for which no appropriation was made, and to levy a tax to meet the same;

With the recommendation that the Joint Resolution pass.

BELA W. JENKS,  
Acting Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 452, entitled

A bill to amend act No. 416 of the Local Acts of 1901, entitled "An act to amend sections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 30 and 33 of an act, entitled "An act to establish a police government for the city of Detroit," approved April 17, 1871, by adding one new section thereto to be known as section 34;

With the accompanying substitute therefor, having the same title;

Recommend that the substitute be concurred in and that the bill, as substituted pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

26

#### NAYS.

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House Joint Resolution No. 482, entitled

Joint Resolution authorizing the Auditor General of the State of Michigan to deed to the village of Sand Lake in Kent county, Michigan,

a certain parcel of land described as lot 10, block 8, of the village of Sand Lake, for village purposes;

With the recommendation that the Joint Resolution pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Russell moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Russell
Baird	Farr	Martindale	Seeley
Brown	Fyfe	Moffatt	Sheldon
Cropsey	Hayden	Moriarty	Traver
Curtis	Jenks	Peek	Woodman
Doherty	Jones	Rumer	Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Russell moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 315, entitled

A bill to amend sections 2 and 5 of Chapter 6, section 1 of chapter 10, section 20 of Chapter 16, section 13 of chapter 23 and section 3 of chapter 25 of Act No. 475 of the Local Acts of 1897, entitled "An act to reincorporate the City of Kalamazoo and to repeal an act, entitled 'An act to incorporate the City of Kalamazoo,' and to repeal an act, entitled 'An act to reincorporate the Village of Kalamazoo, and to repeal all inconsistent acts and parts of acts,' approved March 15, 1861, as amended by the several acts amendatory thereof," approved June 8, 1883, as amended by the several acts amendatory thereof, and to repeal all inconsistent acts and parts of acts, approved June 2, 1897, as amended by the several acts amendatory thereof, and to add three sections to chapter 16 of said act, to stand and be known as sections 39, 40 and 41, and to repeal all inconsistent acts and parts of acts;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	Martindale	Seeley	
Brown	Hayden	Moffatt	Sheldon	
Cropsey	Jenks	Moriarty	Traver	
Curtis	Jones	Peek	Woodman	
Doherty	Kane	Rumer	Yeomans	
Ely				25

## NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Insurance:

The Committee on Insurance respectfully requests that Senate bill No. 262, entitled

A bill to amend section 4 of act No. 119 of the Public Acts of 1893, being entitled "An act to define what shall constitute fraternal beneficiary societies, orders or associations; to provide for their incorporation and the regulation of their business, and for the punishment for violation of the provisions of the act of their incorporation, and to repeal all existing acts inconsistent therewith";

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Insurance:

The Committee on Insurance respectfully requests that Senate bill No. 238, entitled

A bill to regulate the manner of doing business of insurance companies in the State of Michigan and to prevent the formation of compacts, combinations and trusts for certain purposes between them and providing penalties for the violation of the provisions of the same;

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Insurance:

The Committee on Insurance respectfully requests that Senate bill No. 214, entitled

A bill providing for a tax to be levied upon life insurance companies

doing business in this State and not deriving corporate existence from its laws;

Be printed for the use of the committee.

JOHN BAIRD,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Insurance:

The Committee on Insurance report

Senate bill No. 267, entitled

A bill providing for an appropriation for the employment by the Insurance Commissioner of Michigan of an actuary for the purpose of investigating and reporting on the subject of old-age pension insurance and to ascertain the probable cost thereof and the amount of poll-tax necessary to the maintenance of an old-age pension insurance system by the State of Michigan;

With the following amendments thereto:

1. By inserting in line 5 of section 1, after the word "state" the words "not exceeding."

2. By inserting in line 5 of section 1, after the figures "1905" the words "and 1906."

3. By striking out of line 6 of section 1, the words "and the sum of \$3,000 for the year 1906."

4. By striking out of line 7 of section 1, the words "in each of said years" and inserting in lieu thereof the words "as needed from time to time;"

Recommend that the amendments be concurred in, and that when so amended, the bill be referred to the Committee on Finance and Appropriations.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Baird moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 151, entitled

A bill to amend section 1 of act No. 266 of the Public Acts of 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of surety companies qualified to act as such, and the releases of such surety, and the safe depositing of assets from which such surety may be liable, and to the charging of fiduciaries of the expense of procuring sureties, and repealing all acts in conflict therewith," as amended by act No. 106 of the Public Acts of 1897, the same being compiler's section 5196 of the Compiled Laws of 1897;

With the accompanying substitute therefor, entitled:

A bill to amend section 1 of act No. 266 of the Public Acts of 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety and the safe depositing of assets for which such surety may be liable, and to the charging of fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," as amended by act No. 106 of the Public Acts of 1897, the same being compiler's section 5196 of the Compiled Laws of 1897;

Recommend that the substitute be concurred in and that the bill, as substituted pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 73, entitled

A bill to amend section 34 of chapter 252, being compiler's section 9400 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
House bill No. 529, entitled

A bill to provide a Board of Jury Commissioners for the county of Berrien and the manner of selecting jurors to serve in the circuit court for said county, prescribing their duties and fixing their compensation and punishment for violations of the act;

1. By striking out of lines 1 and 2 of section 1, the words "The Circuit Judge of the Circuit Court for the county of Berrien, being the second judicial circuit of the State of Michigan," and inserting in lieu thereof the words "The Governor of the State of Michigan."

2. By inserting in line 9 of section 1, after the words "any cause" the words "No person holding an office or employment of profit in or under any city government in the county of Berrien, or the county government of the county of Berrien, the State of Michigan or the United States, except as a Notary Public, shall be eligible to appointment as such commissioners. In case any such commissioner shall accept any such office or employment, after his election or appointment, his office as such commissioner shall thereby become vacant."

3. By striking out of line 7 of section 1, the words "Circuit Judge" and inserting in lieu thereof the word "Governor."

4. By striking out of line 9 of section 7, the words "Circuit Judge" and inserting in lieu thereof the word "Governor."

Recommend that the amendments be concurred in, and that when so amended, the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Russell
Baird	Farr	Linsley	Seeley
Brown	Fyfe	Martindale	Sheldon
Cropsey	Hayden	Moffatt	Traver
Curtis	Jenks	Moriarty	Woodman
Doherty	Jones	Peek	Yeomans

24

NAYS.

0

The title was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 72, entitled

A bill to amend section No. 32 of chapter No. 252, being compiler's section No. 9398 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:



George C. Wetherbee & Co.....	\$7 82
Gurdon B. Smith .....	1 80
H. Merton Clark .....	13 35
National Office Supply House.....	8 00
Remington Typewriter Co .....	4 10
Secretary of the Senate .....	9 50
Robinson Drug Co .....	4 50
Etta Rice Saunders .....	15 00
	<hr/>
	\$64 07

With the recommendation that the accounts be allowed and orders drawn for the same.

HARRY J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Counties and Townships:  
The Committee on Counties and Townships report  
House bill No. 405, entitled

A bill to detach certain territory from the township of Oscoda, county of Iosco, and State of Michigan, and attach the same to the township of Plainfield, in the same county;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	Martindale	Seeley	
Brown	Hayden	Moffatt	Sheldon	
Cropsey	Heine	Moriarty	Traver	
Curtis	Jenks	Peek	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane			26

#### NAYS.

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:  
The Committee on Education and Public Schools report  
Senate bill No. 235, entitled

A bill to authorize school district No. 1, township of Grosse Pointe,



county of Wayne, State of Michigan, to borrow money and issue bonds therefor in the sum of \$15,000, to be used in the erection of a school building, furnishing same, and purchase of a site therefor;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell	25
Baird	Fyfe	Martindale	Seeley	
Brown	Hayden	Moffatt	Sheldon	
Cropsey	Heine	Moriarty	Traver	
Curtis	Jenks	Peek	Woodman	
Doherty	Kane	Rumer	Yeomans	
Ely				

#### NAYS.

0

The title was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 618, entitled

A bill to amend House Enrolled Act No. 110 of the acts of the Legislature of 1905, entitled, "An act to detach certain territory from the townships of Munising and Au Train, in the county of Alger, and organize the new township of Grand Island," by adding a new section thereto to stand as section 6;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Hayden	Martindale	Sheldon	
Cropsey	Heine	Moffatt	Traver	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Peek	Yeomans	
Ely	Kane	Rumer		27

## NAYS.

0

The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 534, entitled

A bill to authorize the school district of the township of Watersmeet, in the county of Gogebic, to issue bonds of the district and sell the same, for the purpose of paying an indebtedness incurred by it and retiring bonds issued by it on account of the erection and construction of a school building in said district, and to provide for the payment of the principal and interest of such bonds;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 287, entitled

A bill relative to applications for the locating, establishing, cleaning

out, straightening, deepening, widening or extending of drains, in Kent county and Tuscola county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
March 29, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 594, entitled

A bill authorizing the board of supervisors of Bay county to appropriate certain moneys from the contingent fund of said county, to pay the cost and expense of installing a heating system in the court house thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Doherty  
Ely  
Farr

Mr. Fyfe  
Hayden  
Heine  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Russell  
Seeley  
Sheldon  
Traver  
Woodman  
Yeomans

25

#### NAYS.

The title was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 343, entitled

A bill to amend section 14 of chapter 2 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," being compiler's section 4085 of the said Compiled Laws of the State of Michigan for the year 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 342, entitled

A bill to amend section 3 of chapter 4 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, the same being section 3 of chapter 4 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," the same being compiler's section 4106 of the said Compiled Laws of the State of Michigan for the year 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read :

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 66, entitled

Joint Resolution authorizing the Board of Control of the State Public School to use for other purposes an appropriation made by section 2 of act No. 64 of the Public Acts of 1903, entitled "An act to make appropriations for the State Public School for the fiscal years ending June 30, 1904, and June 30, 1905, and to provide a tax to meet the same," for the purpose of building a grain barn;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on State Public School.

The following message from the House was also received and read :

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 237 (file No. 74), entitled

A bill to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office;

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Doherty introduced

Senate Joint Resolution No. 283, entitled

Joint Resolution to authorize the Auditor General to issue a deed to

the city of Clare, of a certain description of State tax land for use of said city.

The Joint Resolution was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Russell	
Baird	Hayden	Martindale	Seeley	
Brown	Heine	Moffatt	Sheldon	
Cropsey	Jenks	Moriarty	Traver	
Doherty	Jones	Peek	Woodman	
Ely	Kane	Rumer	Yeomans	
Farr				25

## NAYS.

0

The title was agreed to.

Mr. Doherty moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

Mr. Doherty introduced

Senate bill No. 284, entitled

A bill to provide for the transference of the county seat of Alcona county.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Woodman introduced

Senate bill No. 285, entitled

A bill to authorize the township of Waverly, county of Van Buren, to become organized as a single school district.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Education and Public Schools.

Mr. Fyfe introduced

Senate bill No. 286, entitled

A bill to regulate and license pawnbrokers.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Cities and Villages.

Mr. Brown introduced

Senate bill No. 287, entitled

A bill to amend section 39 of act 217 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws organizing asylums

for the insane and to regulate the care, management and use thereof, and to provide for the apprehension of persons believed to be insane, and for their care and custody.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Russell moved that the Senate take a recess until 3:15 o'clock p. m.

The motion prevailed, the time being 3 o'clock p. m.

#### AFTER RECESS.

3:15 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 112, entitled

A bill to amend section 1 of act No. 379 of the Local Acts of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent," approved June 26th, 1891;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Russell moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	Martindale	Sheldon	
Brown	Hayden	Moffatt	Traver	
Cropsey	Jenks	Peek	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane	Russell		23

#### NAYS.

0

The title was agreed to.

Mr. Russell moved that the bill be ordered to take immediate effect. The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 256 (file No. 79), entitled

A bill to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and act 67 of the Public Acts of 1901; the same being section 3665 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

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The President announced that on account of business engagements he would be unable to preside at the balance of today's session and at the session of tomorrow, and that in the absence of the President pro tem. he would appoint Mr. Farr as Acting President.

Mr. Farr took the chair.

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Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the



## GENERAL ORDER.

The motion prevailed.

The Acting President called Mr. Rumer to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

Senate bill No. 268 (file No. 83), entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday;

Also:

House bill No. 150 (file No. 31), entitled

A bill to provide for the examination and credit of students of recognized medical colleges and universities, who have completed such a proportion of the whole course of subjects provided for under section 3, subdivision first, act 191, laws of 1903, amending act 237, laws of 1899, as shall be prescribed by the State Board of Registration in Medicine, subsequent to the completion of the second year at least in such recognized medical colleges and universities;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JAMES F. RUMER,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

## THIRD READING OF BILLS.

Senate bill No. 268 (file No. 83), entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Sheldon moved to amend the bill

By inserting in line 6 of section 1 after the word "poultry" the words "cigar stands, drug stores, theatres, baseball parks and pool rooms."

The question being on receiving the amendment,

Mr. Sheldon demanded the yeas and nays.

The amendment was then not received, a majority of all the Senators elect not voting therefor, by yeas and nays as follows:

## YEAS.

Mr. Ashley  
Cropsey

Mr. Ely  
Linsley

Mr. Rumer  
Russell

Mr. Sheldon  
Woodman

8

## NAYS.

Mr. Baird  
Moriarty

Mr. Peek  
Seeley

Mr. Traver

Mr. Yeomans

6

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Jenks	Mr. Moriarty	Mr. Seeley
Baird	Jones	Peek	Traver
Brown	Kane	Rumer	Yeomans
Ely	Linsley	Russell	Acting Pres. Farr
Fyfe	Moffatt		18

## NAYS.

Mr. Cropsey	Mr. Sheldon	Mr. Woodman	3
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The title was agreed to.

Mr. Baird moved that the bill be laid on the table.

The motion prevailed.

House bill No. 150 (file No. 31), entitled

A bill to provide for the examination and credit of students of recognized medical colleges and universities, who have completed such a proportion of the whole course of subjects provided for under section 3, subdivision first, act 191, laws of 1903, amending act 237, laws of 1899, as shall be prescribed by the State Board of Registration in Medicine, subsequent to the completion of the second year at least in such recognized medical colleges and universities;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Jenks	Mr. Moriarty	Mr. Sheldon
Baird	Jones	Peek	Traver
Brown	Kane	Rumer	Woodman
Cropsey	Linsley	Russell	Yeomans
Ely	Martindale	Seeley	Acting Pres. Farr
Fyfe	Moffatt		22

## NAYS.

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The title was agreed to.

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Mr. Linsley moved that the Senate adjourn.

The motion prevailed, the time being 3:50 o'clock p. m.

The Acting President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTIETH DAY.

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Lansing, March 31, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the Acting President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Cropsey, Jones, Moffatt, Woodman and Acting President Farr—6.

The following Senators were absent with leave: Messrs. Brown, Cook, Curtis, Doherty, Fyfe, Glasgow, Hayden, Heine, Linsley, MacKay, Martindale, Moriarty, Rumer, Russell, Seeley, Sheldon, Traver and Van Akin—18.

The following Senators were absent without leave: Messrs. Ashley, Ely, Jenks, Kane, Mills, Peek, Smith and Yeomans—8.

The Acting President announced that there was not a quorum of the Senate present.

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Mr. Baird moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The Acting President declared the Senate adjourned until Tuesday, April 4, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTY-FIRST DAY.

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Lansing, April 4, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Yeomans, President pro tem.—30.

The following Senators were absent without leave: Messrs. Doherty and Woodman—2.

Mr. Sheldon moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, March 30, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 109 (enrolled No. 47), being

An act to provide for the establishing and maintaining of free employment bureaus;

Also:

Senate bill No. 133 (enrolled No. 52), being

An act to amend section 3 of act No. 313 of the Local Acts of 1903, entitled "An act to authorize school district No. 4 of the township of Ecorse, county of Wayne, and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used in the erection of a school building or school buildings in said district, and furnishing the same and in the purchase of a site or sites therefor;"

Also:

Senate bill No. 254 (enrolled No. 55), being

An act to authorize and empower the construction and maintenance by riparian owners upon the Menominee river, within the State of Michigan, of so much of a dam, or dams, as may be within the limits of said State, to form a part of a dam or dams to the Wisconsin bank of said river;

Also:

Senate bill No. 219 (enrolled No. 56), being

An act to authorize the township board of school inspectors of Waterford township, in the county of Oakland, to disorganize school district No. 2 in said township, and apportion the property embraced within said district among the adjoining districts, and to repeal act No. 428 of the Local Acts of 1901, entitled "An act to restore school district No. 2 of Waterford township in the county of Oakland in the State of Michigan, to part of its original boundary lines, and add new territory thereto;"

Also:

Senate bill No. 42 (enrolled No. 57), being

An act making an appropriation for the completion of two detached buildings for patients at the Northern Michigan Asylum for the fiscal year ending June 30, 1905, and to provide for a tax to meet the same.

Very respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, April 4, 1905.

To the President of the Senate:

Sir—I hereby nominate Alic Birss, of Saginaw, Saginaw county, as a member of the Board of Examiners of Horseshoers, for the term ending August 4, 1906, succeeding Richard Moxley, deceased.

I also nominate James H. Malcom, of Saginaw, Saginaw county, as a member of the Board of Trustees of the Michigan Employment Institution for the Blind, for the term ending December 31, 1908, succeeding Thomas Jackson, resigned.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

#### MOTIONS AND RESOLUTIONS.

Mr. Linsley offered the following resolution:

Senate Resolution No. 45.

Resolved by the Senate (the House of Representatives concurring), That a committee of three be appointed by the Senate to act with a like committee of the House to arrange for appropriate exercises in memory of the late Cyrus G. Luce, former Governor of Michigan, who died March 18, 1905.

The resolution was adopted.

The President pro tem. appointed as the committee on the part of the Senate, Messrs. Linsley, Cropsey and MacKay.

Mr. Baird moved to take from the table  
Senate bill No. 268 (file No. 83), entitled

A bill to regulate the observance of the first day of the week, commonly called Sunday;

The motion prevailed.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### PRESENTATION OF PETITIONS.

No. 74. By Mr. Mills: Petition of Alexander T. Goudreau and 5 other citizens of Mackinaw county, protesting against the passage of the so-called Robinson fish bill.

Referred to the Committee on Fisheries.

No. 75. By Mr. Mills: Petition of John Coffey and 37 other citizens of Schoolcraft county, on the same subject.

Same reference.

No. 76. By Mr. Mills: Petition of Edwin E. Powers and 67 other citizens of Chippewa county, on the same subject.

Same reference.

No. 77. By Mr. Sheldon: Petition of Twin Lake Grange No. 1005, of Muskegon county, in favor of the passage of a general primary election law.

Referred to the Committee on Elections.

No. 78. By Mr. Van Akin: Petition of Rome Grange No. 293, of Lenawee county, on the same subject.

Same reference.

No. 79. By Mr. Van Akin: Petition of Ella Vail and 116 others of Lenawee county, in favor of the passage of the bill prohibiting the sale of cigarettes.

Referred to the Committee on Public Health.

No. 80. By Mr. Linsley: Petition of F. L. Roos and 34 other citizens of Burr Oak, on the same subject.

Same reference.

No. 81. By Mr. Sheldon: Petition of Rev. A. J. Wheeler and 86 other citizens of Marcellus, on the same subject.

Same reference.



## REPORTS OF STANDING COMMITTEES.

By the Committee on Military Affairs:

The Committee on Military Affairs report

Senate bill No. 261, entitled

A bill to make an appropriation for designating by monuments the locations occupied by the Second, Eighth, Twelfth, Fifteenth, Seventeenth Twentieth and Twenty-seventh Regiments of Michigan Infantry, and the Batteries G and H, First Michigan Artillery, who participated in the campaign and siege of Vicksburg, within the Vicksburg National Military Park, and providing for the erection of the same;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 14 (file No. 117), entitled

A bill to provide for the registration and identification of motor vehicles, the registration of chauffeurs, to regulate the use of motor vehicles and the use of public highways by such vehicles and persons passing such vehicles, and to provide penalties for the violation thereof;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 436 (file No. 77), entitled

A bill to protect ginseng growers and owners and providing a penalty

for breaking down, digging, destroying, taking or carrying away any ginseng or ginseng seed;

And to inform the Senate that the bill has passed the House and has been ordered to take effect May 1, 1905.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 424 (file No. 82), entitled

A bill to authorize the township of Republic in the county of Marquette, to borrow money and issue its bonds therefor, for the purpose of constructing and maintaining water works, electric light plant and sewer systems in said township, and to provide a tax for the payment of said bonds and interest thereon;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 251 (file No. 86), entitled

A bill to amend section 22 of chapter 1, act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishing, opening, improving and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4063 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 314 (file No. 85), entitled

A bill to amend section 100 of chapter 14 of the Revised Statutes of 1846, relative to county surveyors, as amended by act No. 100 of the Public Acts of 1889, being compiler's section 2622 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 304 (file No. 84), entitled

A bill to amend section 1 of act numbered 139 of the Public Acts of the year 1873, entitled "An act to regulate the transportation of nitro-glycerine and other explosive substances," being section 11516 of the Compiled Laws of Michigan of the year 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
March 30, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 463 (file No. 88), entitled

A bill to authorize and empower the Board of State Auditors, the

board of control, board of trustees or governing board of certain State institutions, to make, prescribe and enforce rules and regulations for the care, order and preservation of buildings or property dedicated and appropriated to the public use and the conduct of those coming upon the property thereof; to prescribe penalties for a violation thereof and to repeal all acts or parts of acts inconsistent with the provisions of this act;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

#### INTRODUCTION OF BILLS.

Mr. Traver introduced

Senate bill No. 288, entitled

A bill to empower the city of Detroit to borrow money for the purpose of constructing a subway on the line of the boulevard extended south of Visgar street across the right of way and under the tracks of the Wabash, St. Louis & Pacific and Lake Shore & Michigan Southern Railways, the Grand Trunk Railway of Canada, and the Bay City Division of the Michigan Central Railroad Company.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Mills to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 257 (file No. 87), entitled

A bill to amend section 1 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27th, 1895, said section being compiler's section 3338 of the Compiled Laws of 1897;

Also:

Senate bill No. 234 (file No. 86), entitled

A bill to amend section 8 of chapter 232 of the Compiled Laws of 1897; with reference to divorce; and being compiler's section 8623;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 225 (file No. 85), entitled

A bill to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate asking concurrence therein, and recommending its passage.

W. N. MILLS,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Mills moved that the Senate concur in the amendment made to the bill named in part II. of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

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By unanimous consent the Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Curtis moved that a respectful message be sent to the House asking the return to the Senate of

House bill No. 451, entitled

A bill to prohibit the catching or taking of fish with net or other device of any kind, except hook and line, from that part of Thunder Bay on Lake Huron lying inside or south and east of a line extending from the mouth of Thunder Bay river to South Point in section 26, in township No. 29, north or range 9, east.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., April 4, 1905.

To the President of the Senate:

Sir—

Senate bill No. 256 (file No. 79, enrolled No. 61);

Also:

Senate bill No. 237 (file No. 74, enrolled No. 62) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Brown moved that the Senate adjourn.

The motion prevailed, the time being 9:40 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTY-SECOND DAY.

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Lansing, April 5, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. H. B. Bard, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—32.

### PRESENTATION OF PETITIONS.

No. 82. By Mr. Hayden: Petition of Edna Cummings and 39 others of the Women's Club of Cassopolis, in favor of the passage of the bill prohibiting the sale or manufacture of cigarettes.

The petition was referred to the Committee on Public Health.

No. 83. By Mr. Rumer: Petition of J. A. Conine and 26 other citizens of Oak Grove, on the same subject.

Same reference.

No. 84. By Mr. Hayden: Resolutions of Porter Grange of Cass county, in favor of the passage of a general primary election law.

The resolutions were referred to the Committee on Elections.

No. 85. By Mr. Moriarty: Resolutions of the People's Party of the city of Iron Mountain, on the same subject.

Same reference.

No. 86. By Mr. Rumer: Petition of Chatters Talbot Co., and 101 others of Flushing protesting against the passage of Senate bill No. 200, which provides for the exemption of land contracts, deeds of trust, mortgages, etc.

The petition was referred to the Committee on Taxation.

No. 87. By Mr. Kane: Petition of John Brack and 8 other citi-



zens of the 25th Senatorial district in favor of the passage of the bill providing an appropriation for the Agricultural College.

The petition was referred to the Committee on Agricultural College.

No. 88. By Mr. Linsley: Petition of L. H. Mallery and 28 others of Burr Oak, St. Joseph county, in favor of the passage of a bill prohibiting the sale of intoxicating beverages within three miles of the University, State Normal Schools and denominational colleges in this State.

The petition was referred to the Committee on Liquor Traffic.

#### MOTIONS AND RESOLUTIONS.

Mr. Sheldon moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 280, entitled

A bill to amend section 1 of act No. 365 of the Local Acts of Michigan, for the year 1899, approved April 12, 1899, entitled "An act to provide for additional power vested in the Board of Supervisors for the county of Muskegon, and to repeal all acts and parts of acts inconsistent herewith."

The motion prevailed.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 287, entitled

A bill relative to applications for the locating, establishing, cleaning out, straightening, deepening, widening or extending of drains in Kent county and Tuscola county;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Heine  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Yeomans  
President pro tem

29

#### NAYS.

The title was agreed to.

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Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 247 (file No. 76), entitled

A bill to amend section 1 of chapter 1 of act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4036 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 199, entitled

A bill making appropriations for the Michigan School for the Deaf for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the following amendments thereto:

1. By striking out of lines 1 and 2 of section 2 the words "twenty-six thousand six hundred twenty-five" and inserting in lieu thereof the words "twenty-two thousand nine hundred twenty-five."

2. By striking out of line 3 of section 4 the words "one hundred fourteen thousand eight hundred twenty-five" and inserting in lieu thereof the words "one hundred eleven thousand one hundred twenty-five."

Recommend that the amendments be concurred in and that when so amended the bill pass.

CHARLES SMITH,  
Chairman

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 211, entitled

A bill relative to the Michigan Pioneer and Historical Society, making appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907;

With the accompanying substitute therefor, entitled

A bill to provide for the expenses of and publication of the collections of the Michigan Pioneer and Historical Society, making an appropria-

tion therefor and providing a tax to meet the same for the fiscal years ending June 30, 1906, and June 30, 1907;

Recommend that the substitute be concurred in and that the bill as substituted pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Fisheries:

The Committee on Fisheries report  
Senate bill No. 128, entitled

A bill making appropriations for the State Board of Fish Commissioners for current expenses and for building and special purposes for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed and the bill was so referred.

By the Committee on Fisheries:

The Committee on Fisheries report  
House bill No. 110, entitled

A bill to amend section 1 of act No. 182 of the Public Acts of 1901, entitled "An act to prohibit fishing with, using or setting seines, gill nets, or any form of pound, trap, sweep or set nets, or like device, in any of the waters connecting Lakes Superior and Huron, and the tributaries thereof;"

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 287, entitled

A bill to amend section 39 of Act 217 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws organizing asylums for the insane and to regulate the care, management and use thereof,

and to provide for the apprehension of persons believed to be insane, and for their care and custody;"

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 424 (file No. 82), entitled

A bill to authorize the township of Republic in the county of Marquette, to borrow money and issue its bonds therefor, for the purpose of constructing and maintaining water works, electric light plant and sewer systems in said township, and to provide a tax for the payment of said bonds and interest thereon;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Hayden	Martindale	Sheldon
Brown	Heine	Mills	Smith
Cook	Jenks	Moffatt	Traver
Cropsey	Jones	Moriarty	Van Akin
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Russell	Presidentprotem
			28

#### NAYS.

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The title was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate bill No. 260, entitled

A bill specifying and determining the manner in which and the term for which the wardens of the several State prisons and houses of correction, and the superintendents of the several State asylums and industrial schools within the State shall be appointed, and by whom such appointments shall be made;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 401 (file No. 89), entitled

A bill to regulate the manufacture, sale and giving away of cigarettes,  
cigarette paper and other substitutes for the same, and repealing laws or  
parts of laws in conflict herewith, and to provide a penalty for the viola-  
tions hereof;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respect-  
fully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the  
Committee on Public Health:

The following message from the House was also received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 505 (file No. 113), entitled

A bill to amend section 11 of Act No. 164 of the Public Acts of 1877,  
entitled "An act to authorize cities, incorporated villages and townships  
to establish and maintain free public libraries and reading rooms," said  
section being compiler's section 3459 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respect-  
fully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the  
Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 156 (file No. 91), entitled

A bill to provide against the offense of hazing in colleges and other institutions of learning in the State of Michigan, and for the punishment of crime resulting therefrom;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and on motion of Mr. MacKay was referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 92 (file No. 96), entitled

A bill to amend act No. 136 of the Public Acts of 1903, entitled "An act to provide for the indeterminate sentence and for the disposition, management and release of criminals under such sentence, and for the expense attending the same," approved May 21, 1903, by adding thereto a new section to be numbered 11;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 380 (file No. 105), entitled

A bill to amend section 6 of chapter 3 of act No. 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 2, 1897, the same being compiler's section No. 4324 of Miller's Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 149 (file No. 36), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Traver introduced

Senate bill No. 289, entitled

A bill to amend sections 3 and 5 of act No. 115 of the Public Acts of 1893, entitled "An act to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts or parts of acts inconsistent with this act."

The bill was read a first and second time by its title and referred to the Committee on State Public School.

Mr. Brown introduced

Senate bill No. 290, entitled

A bill to permit fishing through the ice with bob lines in Lapeer county.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Brown introduced

Senate bill No. 291, entitled

A bill to prohibit the use of ferrets in hunting or killing rabbits in Lapeer county.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.



Mr. Baird introduced

Senate bill No. 292, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions, in certain cases, to regulate and protect primary elections, and to prescribe penalties for violation of the provisions hereof.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

Mr. Kane introduced

Senate bill No. 293, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Normal School at Mt. Pleasant.

---

Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Jenks to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House Joint Resolution No. 91 (file No. 73), entitled

Joint Resolution making an appropriation for the State Industrial Home for Girls to reimburse the treasury of said Home for an amount expended in enlarging boiler house for which no appropriation was made, and to levy a tax to meet the same;

Also:

Senate bill No. 151 (file No. 95), entitled

A bill to amend section 1 of act No. 266 of the Public Acts of 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety, and the safe depositing of assets for which such surety may be liable, and to the charging of fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," as amended by act No. 106 of the Public Acts of 1897, the same being compiler's section 5196 of the Compiled Laws of 1897;

Also:

Senate bill No. 73 (file No. 93), entitled

A bill to amend section 34 of chapter 252, being compiler's section 9400 of the Compiled Laws of 1897;

Also:



Senate bill No. 72 (file No. 94), entitled

A bill to amend section 32 of chapter 252, being compiler's section 9398 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

BELA W. JENKS,  
Chairman.

The report was accepted.

The Joint Resolution and bills named in the report were placed on the order of Third Reading of Bills.

### THIRD READING OF BILLS.

Senate bill No. 257 (file No. 87), entitled

A bill to amend section 1 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27th, 1895, said section being compiler's section 3338 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem

32

#### NAYS.

0

The title was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 234 (file No. 86), entitled

A bill to amend section 8 of chapter 232 of the Compiled Laws of 1897, with reference to divorce; and being compiler's section 8623;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem

32

#### NAYS.

0

The title was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 225 (file No. 85), entitled

A bill to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President protem
			32

## NAYS.

0

The title was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House Joint Resolution No. 91 (file No. 73), entitled

Joint Resolution making an appropriation for the State Industrial Home for Girls to reimburse the treasury of said home for an amount expended in enlarging boiler house for which no appropriation was made and to levy a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President protem
			32

## NAYS.

0

The title was agreed to.

Mr. Van Akin moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

Senate bill No. 151 (file No. 95), entitled

A bill to amend section 1 of act No. 266 of the Public Acts of 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such and the release of such surety, and the safe depositing of assets for which such surety may be liable, and to the charging of fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," as amended by act No. 106 of the Public Acts of 1897, the same being compiler's section 5196 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Jenks	Mr. Mills	Mr. Russell	
Brown	Jones	Moriarty	Seeley	
Cropsey	Kane	Peek	Traver	
Fyfe	MacKay	Rumer	Van Akin	
Heine	Martindale			18

#### NAYS.

Mr. Cook	Mr. Ely	Mr. Linsley	Mr. Yeomans	
Curtis	Farr	Moffatt	Presidentprotem	
Doherty	Hayden	Sheldon		11

The title was agreed to.

Senate bill No. 73 (file No. 93), entitled

A bill to amend section 34 of chapter 252, being compiler's section 9400, of the Compiled Laws of 1897;

Was read third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Peek	
Brown	Heine	Martindale	Traver	
Cropsey	Kane	Mills	Woodman	
				12

#### NAYS.

Mr. Ashley	Mr. Farr	Mr. Moffatt	Mr. Sheldon	
Cook	Hayden	Moriarty	Van Akin	
Curtis	Jenks	Rumer	Yeomans	
Doherty	Jones	Russell	Presidentprotem	
Ely	Linsley	Seeley		19

Mr. Fyfe moved to reconsider the vote by which the Senate refused to pass the above entitled bill.

The motion prevailed.

The question being on the passage of the bill.

Mr. Fyfe moved that the bill be laid on the table.

The motion prevailed.

Pending the third reading of  
Senate bill No. 72 (file No. 94), entitled

A bill to amend section 32 of chapter 252, being compiler's section 9398, of the Compiled Laws of 1897;

Mr. Fyfe moved that the bill be laid on the table.

The motion prevailed.

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Mr. Doherty moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 3:15 o'clock p. m.

The executive session closed, the time being 3:25 o'clock p. m.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Gaming Interests:

The Committee on Gaming Interests report

Senate bill No. 248, entitled

A bill to prevent hunting for game on Sunday in Oakland county; to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

With the recommendation that the bill pass.

S. C. TRAVER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Hayden	Martindale	Seeley
Brown	Heine	Mills	Traver
Cook	Jenks	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans
Doherty	Linsley	Rumer	President pro tem
Ely			29

#### NAYS.

Mr. Fyfe

Mr. Sheldon

Pending the announcement of the vote upon the passage of the bill, the vote of Mr. Ashley was demanded by Mr. Baird, whereupon Mr. Ashley voted "yea" and was so recorded.

The title was agreed to.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Smith moved to take from the table.

House bill No. 586, entitled

A bill to authorize the village of Hubbell, in the county of Houghton, to raise money by the issue of bonds for the construction of a water works in said village, and its use therefor;

The motion prevailed.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 478, entitled

A bill to amend sections 13, 27, 273, 274, 275, 276, 282, 283, 294 of an act entitled "An act to revise and amend the charter of the city of Ypsilanti," approved May 5, 1877; as amended by act No. 400 of the Session Laws of 1881, and act No. 310 of the Session Laws of 1891, as amended by act No. 323 of the Session Laws of 1895, as amended by act No. 437 of the Session Laws of 1897, as amended by act No. 370 of the Session Laws of 1899, as amended by act No. 374 of the Session Laws of 1901, and to add sections to said act to stand as sections 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317 and 318, and to repeal all the acts and parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Mills	Traver
Cropsey	Heine	Peek	Woodman
Curtis	Jenks	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
			28

## NAYS.

0

The title was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. MacKay moved that the Senate adjourn.

The motion prevailed, the time being 3:40 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTY-THIRD DAY.

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Lansing, Thursday, April 6, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. W. P. French, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senators were absent without leave: Messrs. Russell and Seeley—2.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Moffatt asked and obtained leave of absence for himself until next Wednesday.

Mr. MacKay asked and obtained leave of absence for himself and for Mr. Brown from tomorrow's session.

Mr. Fyfe asked and obtained leave of absence for himself until next Tuesday.

Mr. Mills asked and obtained leave of absence for himself and for Mr. Moriarty from tomorrow's session.

Mr. Woodman asked and obtained leave of absence for the Committee on State Prison at Jackson from tomorrow's session.

Messrs. Cook, Kane, Linsley, Peek, Rumer, Russell, Sheldon, Smith, Van Akin and Yeomans asked and obtained leave of absence for themselves from tomorrow's session.

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.



Mr. Doherty moved that when the Senate adjourn tomorrow it stand adjourned until Monday, April 10, at 9 o'clock p. m.

The motion prevailed.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 6, 1905.

To the President of the Senate:

Sir—I have officially received from Charles T. Harvey, a former resident of this State, an original map published in 1855-6, entitled "Great Railway Connections between Lake Superior and the Gulf of Mexico," with a letter explaining the circumstances and effects of its issue. The map possesses great historical interest as connected with national aid for extension of railway facilities in Michigan about the middle of the nineteenth century.

Its preservation seems very desirable, and I would recommend that it be suitably framed and placed in the State Library and that the thanks and appreciation of the people of our State for Mr. Harvey's gift be expressed by resolutions of the Senate and House of Representatives.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Hayden moved that the message be referred to the Committee on State Affairs.

The motion prevailed.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, April 6, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 256 (enrolled No. 61), being

An act to amend section 4 of act No. 149 of the Public Acts of 1895, entitled "An act to provide for the election of a board of county canvassers, to prescribe the term of office and the powers and duties thereof," as amended by act No. 125 of the Public Acts of 1897, and act No. 224 of the Public Acts of 1899, and Act 67 of the Public Acts of 1901; the same being section 3665 of the Compiled Laws of 1897;

Also:

Senate bill No. 237 (enrolled No. 62), being

An act to make the office of sheriff of Kent county a salaried office, to fix the salary of under sheriff, to provide for determining the number of deputy sheriffs, and fixing their compensation, and to regulate the management of the sheriff's office.

Very respectfully,

FRED M. WARNER,  
Governor.

## MOTIONS AND RESOLUTIONS.

Mr. Peek offered the following resolution:

Senate Resolution No. 46.

Whereas, The Committee on Saline Interests has under way the investigation of certain important matters relating to the salt industry of this State, in which it will be necessary to examine a large number of witnesses; and

Whereas, It is deemed advisable to have an attorney on said committee; therefore,

Resolved, That Senator Moriarty be added to said committee.

The resolution was adopted, two-thirds of all the Senators present voting therefor.

Mr. Smith moved that a respectful message be sent to the House, asking the return to the Senate of

Senate bill No. 239, entitled

A bill to amend act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by act No. 10 of the Public Acts of 1901, and by act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State.

The motion prevailed.

Mr. Doherty moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 571, entitled

A bill to incorporate the city of Rose City, in the county of Ogemaw, as a city of the fourth class.

The motion prevailed.

## PRESENTATION OF PETITIONS.

No. 89. By Mr. Cropsey: Petition of C. L. Jenney and 39 others of Ingham and Midland counties, in favor of the passage of the bill which provides for the establishment of juvenile courts.

The petition was referred to the Committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877,

entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 278, entitled

A bill to establish the polling place in the township of Port Austin, in Huron county, at the village of Port Austin, and to repeal act No. 334 of the Local Acts of 1895;

With the recommendation that the bill pass.

JOHN BAIRD,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Helne	Mills	Traver
Cook	Jenks	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Woodman
Doherty	Kane	Peek	Yeomans
Ely	Linsley	Rumer	Presidentprotem
Farr			29

#### NAYS.

0

The title was agreed to.

By the Committee on Labor Interests:

The Committee on Labor Interests report

Senate bill No. 102, entitled

A bill to provide for the better protection of life and property against injury or damage resulting from the operation of steam engines and boilers by incompetent engineers and others; to create a board of state examiners therefor and prescribe the powers and duties of such board;

With the following amendments thereto:

1. By striking out of line 5 of section 3 the word "four" and inserting in lieu thereof the word "two."

2. By striking out of line 11 of section 5 the word "eight" and inserting in lieu thereof the word "five."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 63, entitled

A bill authorizing and empowering the city council of the city of Escanaba to make a re-assessment of taxes to defray the expense of paving, curbing and draining Ludington street, in said city;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President protem
Ely	Linsley		30

#### NAYS.

0

The title was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 485, entitled

A bill to empower the common council of the city of Detroit to borrow money for the purpose of improving and enlarging the public lighting plant in the city of Detroit;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President pro tem
Ely	Linsley		30

#### NAYS.

0

The title was agreed to.

Mr. Ashley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Russell entered the Senate Chamber and took his seat.

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By the Committee on Cities and Villages:

The Committee on Cities and Villages report

Senate bill No. 288, entitled

A bill to empower the city of Detroit to borrow money for the purpose of constructing a subway on the line of the boulevard extended south of Visgar street across the right of way and under the tracks of the Wabash, St. Louis & Pacific and Lake Shore & Michigan Southern Railways, the Grand Trunk Railway of Canada, and the Bay City division of the Michigan Central Railroad Company;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Traver
Cook	Heine	Moffatt	Van Akin
Cropsey	Jones	Moriarty	Yeomans
Doherty	Kane	Peek	President protom
Ely	Linsley	Rumer	27

## NAYS.

0

The title was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Normal School at Mt. Pleasant:

The Committee on Normal School at Mt. Pleasant report

Senate bill No. 293, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same;

With the following amendments thereto:

1. By striking out of line 1 of section 2 the words "thirty-two" and inserting in lieu thereof the words "twenty-seven."

2. By striking out of lines 5, 6, 7 and 8 of section 2 the words "additional land, on condition that the citizens or city of Mt. Pleasant raise sufficient funds to purchase the balance of the block of land west of the training school, \$5,000," and inserting in lieu thereof the words "for a."

3. By striking out of line 10 of section 3 the words "thirty-two" and inserting in lieu thereof the words "twenty-seven."

4. By striking out of line 3 of section 5 the words "one hundred three" and inserting in lieu thereof the words "ninety-eight";

Recommend that the amendments be concurred in, and that when so amended bill be referred to the Committee on Finance and Appropriations.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Industrial Home for Girls:

The Committee on Industrial Home for Girls report

Senate bill No. 240, entitled

A bill making appropriations for the State Industrial Home for Girls,

for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907;

With the following amendments thereto:

1. By striking out of line 4 of section 2 the words "for electric light plant, and building, sixteen thousand dollars."

2. By striking out of lines 8 and 9 of section 2 the words "for electric clock system, two thousand six hundred ten dollars."

3. By striking out of lines 11 and 12 of section 2 the words "for enlarging farm house and engineer's house, one thousand eight hundred dollars."

4. By striking out of line 14 of section 2 the words "for two new farm houses, five thousand two hundred dollars."

5. By striking out of lines 14 and 15 of section 2 the words "for gymnasium, and equipments, two thousand eight hundred dollars."

6. By striking out of lines 2 and 3 of section 4 the figures "\$107,235" and inserting in lieu thereof the figures "\$78,825."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

JAMES G. HAYDEN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Hayden moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Gaming Interests:

The Committee on Gaming Interests report

Senate bill No. 291, entitled

A bill to prohibit the use of ferrets in hunting or killing rabbits in Lapeer county;

With the following amendment thereto.

By striking out of line 3 of section 1 the words "county of Lapeer," and inserting in lieu thereof the words "counties of Lapeer, Cass, Kalamazoo, Saginaw, Van Buren and Isabella;"

Recommend that the amendment be concurred in, and that when so amended the bill pass.

S. C. TRAVER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Mills	Traver
Cropsey	Heine	Moffatt	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	President protem
			28

## NAYS.

0

The question being on agreeing to the title,

Mr. Brown moved to amend the title so as to read as follows:

"A bill to prohibit the use of ferrets in hunting or killing rabbits in the counties of Lapeer, Cass, Kalamazoo, Saginaw, Van Buren and Isabella."

The motion prevailed, and the title was so amended.

The title as amended was then agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:

The Committee on Fisheries report

Senate bill No. 265, entitled

A bill to provide for the lawful taking of suckers from the waters of Gull Lake, in Kalamazoo and Barry counties, Michigan;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President protem
Ely	MacKay		30

## NAYS.

0

The title was agreed to.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.



By the Committee on Fisheries:

The Committee on Fisheries report

Senate bill No. 290, entitled

A bill to permit fishing through the ice with bob lines in Lapeer county;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President protem
Ely	MacKay		30

NAYS.

0

The title was agreed to.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 547, entitled

A bill to regulate the taking and catching of fish in Klinger lake, in the county of St. Joseph in this State;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Mills	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President protem
Ely	MacKay		30

NAYS.

0

The title was agreed to.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on State Affairs:

The Committee on State Affairs respectfully requests that Senate bill No. 250, entitled

A bill to protect the professional title and degrees of veterinary surgeon, doctor of veterinary medicine and surgery, and veterinarian, and their abbreviations, and to restrict the use of such titles and their abbreviations to regular graduates of reputable colleges or schools of veterinary medicine and surgery, and those having passed a satisfactory examination before a State veterinary board, for registration of veterinary surgeons, doctors of veterinary medicine and surgery, and veterinarians; to regulate the practice of veterinary medicine, veterinary surgery or any branch thereof, including veterinary dentistry, in the State of Michigan, and prescribing penalty for violation of the same; and to repeal act No. 191 of the Public Acts of 1899, entitled "An act to protect the professional title and degrees of veterinary surgeon, doctor of veterinary medicine and surgery, and veterinarian, and their abbreviations, and to restrict the use of such titles and their abbreviations to regular graduates of recognized colleges or schools of veterinary medicine and surgery and those having passed a satisfactory examination before a State veterinary board; to create a State veterinary board for registration of veterinary surgeons, doctors of veterinary medicine and surgery, and veterinarians," excepting sections 1 and 2 of said act;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on State Affairs:

The Committee on State Affairs report

Senate Joint Resolution No. 62, entitled

Joint Resolution to provide for the commemoration of the semi-centennial anniversary of the commencement of the construction of the ship canal between Lake Huron and Lake Superior, at the falls of the St. Mary's River, in the State of Michigan, occurring in the month of July, 1905, and to provide an appropriation therefor.

And

Senate Joint Resolution No. 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal and the participation of the United States government in the same;

With the accompanying substitute therefor, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States government in the same, and other purposes connected therewith;

Recommend that the substitute be concurred in and that the Joint

Resolution, as substituted, be referred to the Committee on Finance and Appropriations.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The Joint Resolution was then referred to the Committee on Finance and Appropriations.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 329 (file No. 55), entitled

A bill to provide for the payment of bounties for killing of English sparrows;

Without recommendation.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Baird moved that the bill be laid on the table.

The motion prevailed.

The Committee on State Affairs respectfully requests that

Senate bill No. 232, entitled

A bill to regulate the practice of veterinary medicine and surgery in all its various branches in the State of Michigan, providing for registration duties of the county clerk and penalties for violation thereof;

Be printed for the use of the committee.

A. J. DOHERTY,  
Chairman.

The question being on complying with the request of the committee,

The request was granted and the bill was ordered printed.

By the Committee on State Affairs:

The Committee on State Affairs report

Senate bill No. 163 (file No. 46), entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor;

With the accompanying substitute therefor, having the same title:

Recommend that the substitute be concurred in and that the bill, as substituted be referred to the Committee on Judiciary.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Doherty moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed and the bill was so referred.

By the Committee on State Affairs:

The Committee on State Affairs report  
Senate bill No. 127 (file No. 33), entitled

A bill defining the powers and authority of the board of commissioners of Mackinac Island State Park; to authorize and empower it to make, publish and enforce rules and regulations for the care, order and preservation thereof, and to repeal all acts or parts of acts inconsistent with or contravening the provisions of this act;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Mills	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Farr	MacKay		30

#### NAYS.

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The title was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Mills moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed, the time being 2:50 o'clock p. m.

#### AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate resumed the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on State Affairs:

The Committee on State Affairs report  
House bill No. 22 (file No. 56), entitled  
A bill to authorize the formation of women's clubs;  
With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## REPORTS OF SELECT COMMITTEES.

The Select Committee appointed to arrange memorial exercises for former Governor Cyrus G. Luce. submits the following report:

The committee having met with the committee appointed by the House, recommends the following program of exercises to be held in the Hall of the House of Representatives on April 25th, at 3:30 o'clock p. m.:

Address by Senator J. C. Burrows, of Kalamazoo.

Address by Hon. Washington Gardner, of Albion.

Address By Hon. Milo D. Campbell, of Coldwater.

Interspersed with appropriate music to be secured by the committee.

E. B. LINSLEY,  
Chairman Joint Committee.

The report was accepted and adopted.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 612, entitled

A bill granting additional police powers to the city of Mt. Clemens, for the licensing, regulation and restriction of the owners and drivers of hacks, drays and other public conveyances, and for the licensing, regulation and restriction of the liquor traffic, within said city;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 437 (file No. 104), entitled

A bill to amend section 9033 of Howell's Annotated Statutes, being section 11238 of the Compiled Laws of 1897, relative to the furnishing of copies of records in State and county offices;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 70 (file No. 112), entitled

A bill to repeal act No. 108 of the Public Acts of 1903, entitled "An act to prohibit the use of submarine trap nets in this State";

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 334, entitled

A bill to provide for the election of a county drain commissioner in the county of Macomb;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives.  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 392 (file No. 97), entitled  
Joint Resolution proposing an amendment to the Constitution relative to the compensation of the members of the Legislature;

And to inform the Senate that the Joint Resolution has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives.  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 280, entitled

A bill to amend section 1 of act No. 365 of the Local Acts of Michigan for the year 1899, approved April 12, 1899, entitled "An act to provide for additional power vested in the Board of Supervisors for the county of Muskegon, and to repeal all acts and parts of acts inconsistent herewith";

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Sheldon moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Sheldon moved to reconsider the vote by which the Senate, on March 29, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Sheldon moved to reconsider the vote by which the Senate on March 29 passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Sheldon moved that the bill be laid on the table.

The motion prevailed.

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Mr. Seeley entered the Senate Chamber and took his seat.

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The following message from the House was also received and read:

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 451, entitled

A bill to prohibit the catching or taking of fish with net or other device of any kind, except hook and line, from that part of Thunder Bay on Lake Huron lying inside or south and east of a line extending from the mouth of Thunder Bay River to South Point in section 26, in township No. 29, north of range 9 east;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Curtis moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Curtis moved to reconsider the vote by which the Senate, on March 22, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Curtis moved to reconsider the vote by which the Senate, on March 22, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.



The question being on the passage of the bill,  
Mr. Curtis moved that the bill be laid on the table.  
The motion prevailed.

The following message from the House was also received and read :

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 45.

Resolved by the Senate (the House of Representatives concurring).  
That a committee of three be appointed by the Senate to act with a like committee of the House to arrange for appropriate exercises in memory of the late Cyrus G. Luce, former Governor of Michigan, who died March 18, 1905.

In the adoption of which the House has concurred, and that Messrs. Greusel, McKay and Erickson have been appointed as the committee on the part of the House.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The following message from the House was also received and read :

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 632, entitled

A bill to authorize the village of Elk Rapids, in Antrim county, Michigan, to borrow money for use in building a bridge across Elk River in said village and to issue bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Curtis	MacKay	Russell	Yeomans
Doherty	Martindale	Seeley	President pro tem
Ely			29

## NAYS.

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The title was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 225 (file No. 85), entitled

A bill to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation;

And to inform the Senate that the House has amended the same as follows:

By inserting in line 1 of section 5, after the word "Kent," the words "including all claims and accounts incurred by the County Drain Commissioner";

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. Fyfe moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Heine	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Curtis	MacKay	Russell	Yeomans
Doherty	Martindale	Seeley	President pro tem
Farr			29

## NAYS.

0

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 5, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 170 (file No. 60), entitled

A bill to prevent the importation from other states and the spread within this State of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, act No. 144 of the Public Acts of 1899, act No. 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act;

And to inform the Senate that the House has amended the same as follows:

(1) By striking out of lines 3 and 4 of section 2 the words “during the pleasure of said board,” and inserting in lieu thereof the words “for two years.”

(2) By inserting in line 19 of section 3, after the word “growing,” the words “Provided further, That the provisions of this section shall not apply to farmers or other persons who may sell shade trees from their own wood lots.”

(3) By inserting in line 2 of section 6, after the word “year,” the words “on or before the first day of September in each year.”

(4) By inserting in line 7 of section 6, after the word “inspector,” the words “immediately after said examination.”

(5) By inserting in line 2 of section 22, after the word “six,” the words “both inclusive.”

And to further inform the Senate that the House has amended the title of the bill to read as follows:

A bill to prevent the importation from other states and the spread within this State, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal all acts or parts of acts that contravene the provisions of this act;

And that in the passage of the bill and title, as thus amended, the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Cropsey moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

• YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Jenks	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Doherty	MacKay	Russell	Yeomans
Ely	Martindale	Seeley	President pro tem
Farr			29

NAYS.

0

The question being on agreeing to the title, as amended by the House, Mr. Cropsey moved that the title, as amended, be agreed to.

The motion prevailed.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 283, entitled

Joint Resolution to authorize the Auditor General to issue a deed to the city of Clare of a certain description of State tax land for use of said city;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Curtis moved to take from the table

House bill No. 541, entitled

A bill to provide for primary elections in Alpena county and to prescribe a penalty for violations thereof;

The motion prevailed.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate Substitute for Senate Joint Resolutions Nos. 62 and 180, entitled Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior ship canal including the participation of the United States government in the same, and other purposes connected therewith;

With the following amendment thereto:

By striking out of line 62 of the Joint Resolution the word "twenty" and inserting in lieu thereof the word "fifteen."

Recommend that the amendment be concurred in, and that when so amended the Joint Resolution pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the committee concur in the amendment made to the Joint Resolution by the committee.

The motion prevailed.

Mr. Mills moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Hayden  
Jenks  
Kane  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Russell

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
President pro tem  
24

#### NAYS.

Mr. Ashley  
Fyfe

Mr. Jones

Mr. Seeley

Mr. Yeomans  
5

The title was agreed to.

Mr. Moriarty moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

#### INTRODUCTION OF BILLS.

Mr. Peek introduced

Senate bill No. 294, entitled

A bill to amend section 1 of act No. 45 of the Public Acts of 1901, entitled "An act to prevent the practice of mutilating horses, known as docking," approved April 8, 1901.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

Mr. Fyfe introduced

Senate Joint Resolution No. 295, entitled

Joint Resolution proposing an amendment to section 10 of article 14 of the Constitution of the State of Michigan to provide for specific tax on credits, to be paid into the general fund of the State.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Jones introduced

Senate bill No. 296, entitled

A bill to abolish the board of public works in the city of Marine City and transfer the powers and duties of said board to the common council of said city.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Traver introduced

Senate bill No. 297, entitled

A bill to authorize school district No. 7 of the township of Springwells, county of Wayne, and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used to refund its present bonded and floating indebtedness and to purchase site and build additional school buildings and for furnishing and equipping the same.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

Mr. Baird introduced

Senate bill No. 298, entitled

A bill to regulate the catching and shipment of trout and providing a license for trout fishermen.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Doherty introduced

Senate bill No. 299, entitled

A bill to amend and alter section 14 of act No. 39 of the Public

Acts of 1883, as amended and altered by act No. 93 of the Public Acts of 1887, and act No. 231 of the Public Acts of 1899, entitled "An act to authorize the formation of corporations for the purpose of excavating, constructing and maintaining water courses, with water power, appurtenant thereto, for accumulating, storing, conducting, selling, furnishing and supplying, upon an agreed rental, water and water power for mining, milling, manufacturing, domestic, municipal and agricultural purposes, and for holding and conveying lands adjacent to said water course, or within convenient distance thereof," same being section 6802 of the Compiled Laws of 1897 of Michigan.

The bill was read a first and second time by its title and on motion of Mr. Doherty was referred to the Committee on Taxation.

Mr. Mills introduced

Senate bill No. 300, entitled

A bill to provide for the seizure, condemnation, sale and disposition of boats, nets and other fishing apparatus or appliances found in use or which have been used in violation of the laws of this State.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

Senate bill No. 239, entitled

A bill to amend act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by act No. 10 of the Public Acts of 1901, and by act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said act No. 128 of the Public Acts of 1899, and adding to it two new sections to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State:

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Smith moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Smith then moved to reconsider the vote by which the Senate on March 23, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Smith moved to reconsider the vote by which the Senate on March 23, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Smith moved that the Senate recede from its amendments made to the bill.

The motion prevailed.

Mr. Smith then moved that the bill be laid on the table.

The motion prevailed.

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Mr. Woodman moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Curtis to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House bill No. 247 (file No. 76), entitled

A bill to amend section 1 of chapter 1 of act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4036 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

WILLIAM L. CURTIS,  
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.



## THIRD READING OF BILLS.

House bill No. 247 (file No. 76), entitled

A bill to amend section 1 of chapter 1 of act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4036 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Sheldon
Baird	Farr	Martindale	Traver
Brown	Hayden	Mills	Van Akin
Cook	Jenks	Moffatt	Woodman
Cropsey	Jones	Peek	Yeomans
Curtis	Kane	Russell	President pro tem
Doherty	Linsley	Seeley	27

## NAYS.

0

The title was agreed to.

Mr. Doherty moved that the Senate take a recess until 4:15 o'clock p. m.

The motion prevailed, the time being 3:55 o'clock p. m.

## AFTER RECESS.

4:15 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 571, entitled

A bill to incorporate the city of Rose City, in the county of Ogemaw, as a city of the fourth class;

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

Mr. Doherty moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Doherty moved to reconsider the vote by which the Senate, on March 28, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Doherty then moved to reconsider the vote by which the Senate, on March 28, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Doherty moved to amend the bill by striking out section 9 and inserting the following to stand as such section:

"Section 9. There shall be one supervisor at large, who shall be elected annually at the regular city election, and who shall be a member of the board of supervisors of the county of Ogemaw, and as a member of such board shall be entitled to receive the same compensation from said county as other supervisors for attendance upon said board, and shall have all the rights, privileges and powers of the other members of the board of supervisors."

The amendment was adopted.

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS

Mr Ashley	Mr. Doherty	Mr. Kane	Mr. Traver
Baird	Ely	Linsley	Van Akin
Brown	Farr	MacKay	Woodman
Cook	Hayden	Martindale	Yeomans
Cropsey	Heine	Moffatt	President pro tem
Curtis	Jenks	Russell	23

#### NAYS

0

The title was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Brown moved that the Senate adjourn.

The motion prevailed, the time being 4:20 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTY-FOURTH DAY.

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Lansing, Friday, April 7, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Cropsey, Curtis, Doherty, Ely, Farr, Hayden and President pro tem.—8.

The following Senators were absent with leave: Messrs. Ashley, Brown, Cook, Fyfe, Kane, Linsley, MacKay, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Van Akin, Woodman and Yeomans—19.

The following Senators were absent without leave: Messrs. Heine, Jenks, Jones, Martindale and Traver—5.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 9:05 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, April 10, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## FIFTY-FIFTH DAY.

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Lansing, Monday, April 10, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Jones, Kane, MacKay, Martindale, Moriarty, Peek, Rumer, Seeley, Sheldon, Smith, Traver, Yeomans, President pro tem.—22.

The following Senator was absent with leave: Mr. Moffatt.

The following Senators were absent without leave: Messrs. Curtis, Hayden, Heine, Jenks, Linsley, Mills, Russell, Van Akin and Woodman—9.

Mr. Sheldon moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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By unanimous consent the Senate took up the order of

### PRESENTATION OF PETITIONS.

No. 90. By Mr. MacKay: Petition of Robert E. Frazer, of Detroit, in relation to the election held in Wayne county on the 3rd day of April, 1905, for Circuit Judges.

Mr. MacKay moved that the petition be spread at length upon the Journal.

The motion prevailed.



The following is the petition:

To the Legislature of the State of Michigan—Your petitioner, Robert E. Frazer, respectfully represents unto your honorable body that at the election held in the county of Wayne, State of Michigan, on the third day of April, A. D. 1905, he was a candidate for the office of Circuit Judge; that he had previously been duly nominated for said office by the Republican party at the primaries held on the sixth day of March, A. D. 1905; that at said election there were six Republican candidates for said circuit judgeships, and there were six Democratic candidates; that there were six judgeships to be filled at said election; that the Republican candidates

were Flavius L. Brooke, Joseph W. Donovan, Ormond F. Hunt, Henry A. Mandell, Morse Rohnert and your petitioner; that the Democratic candidates were P. J. M. Hally. William E. Henze, George S. Hosmer, James D. May, John Miner and Alfred J. Murphy; that at said election the respective twelve candidates received the following number of votes, according to the reports of the Central Counting Board, city of Detroit, and of the election inspectors of the townships and city of Wyandotte in said county:

REPUBLICAN.		DEMOCRATIC.	
Flavius L. Brooke .....	30,156	P. J. M. Hally.....	24,255
Joseph W. Donovan .....	25,570	Wm. E. Henze .....	17,015
Robert E. Frazer .....	24,847	George S. Hosmer.....	29,494
Ormond F. Hunt .....	23,688	James D. May .....	19,287
Henry A. Mandell .....	29,174	John Miner .....	18,825
Morse Rohnert .....	26,735	Alfred J. Murphy .....	36,606

That on said election day, and in accordance with law, the Central Counting Board of the city of Detroit proceeded to count the ballots cast in the city of Detroit for said circuit judges; that there were upwards of twelve hundred (1,200) votes in the following form:

Name of Offices Voted for	VIGNETTE  Republican Ticket  	VIGNETTE  Democratic Ticket  
STATE		
Justice of the Supreme Court.	[ ] JOSEPH B. MOORE	[ ] VERNON H. SMITH
Regents of the University.	[ ] ARTHUR HILL	[ ] ORSON MILLARD
Member State Board of Education. (to fill vacancy).	[ ] WALTER H. SAWYER	[ ] HENRY A. JERSEY
	[ ] WILLIAM J. McKONE	[ ] JAMES G. HENLEY
	[x] FLAVIUS L. BROOKE	[ ] P. J. M. HALLY
	[ ] JOSEPH W. DONOVAN	[ ] WILLIAM E. HENZE
Circuit Judges. Third Judicial Circuit,	[x] ROBERT E. FRAZER	[x] GEORGE S. HOSMER
	[ ] ORMOND F. HUNT	[ ] JAMES D. MAY
	[x] HENRY A. MANDELL	[ ] JOHN MINER
	[x] MORSE ROHNERT	[x] ALFRED J. MURPHY
COUNTY		
Sheriff. (to fill vacancy).	[ ] GEORGE BECK	[ ] JAMES D. BURNS
County Auditor.	[ ] MILTON OAKMAN	[ ] HUGH T. SCULLEN
Commissioner of Schools.	[ ] EBER W. YOST	[ ] EDWARD F. FISHER

That from said ballot it was evident that the voter intended to vote for Brooke, Frazer, Mandell, Rohnert, Hosmer and Murphy, but that said Central Counting Board deprived your petitioner of said vote and cast and counted the same for Brooke, Donovan, Hunt, Mandell, Murphy and Hosmer; that the action of said Board was illegal and inequitable to your petitioner and deprived him of a large number of votes, evidently intended for him, numbering upwards of one thousand, and instead of counting them for your petitioner, counted them for Joseph W. Donovan;



your petitioner further charges the fact to be and alleges that had said Counting Board counted the votes legally and in accordance with the express intention of the voter, your petitioner would have had enough votes to have elected him to the office of Circuit Judge. Your petitioner further alleges and charges the fact to be that he was duly elected to said office by the electorate of Wayne County, and that he has been deprived of said office unjustly and illegally, as aforesaid, of upwards of one thousand votes which should have been given to and counted for him, but have been given to said Joseph W. Donovan and counted for him and thereby the election secured to said Donovan.

Wherefore your petitioner prays:

That inasmuch as he is without redress or relief in said matter, as he is informed and believes, except by the Legislature counting said ballots, he asks that his rights and the rights of the electors of Wayne county in said matter be secured and protected by the Legislature of this State recounting said ballots, and counting them for your petitioner in accordance with the express intention of the said voters of Wayne county.

ROBERT E. FRAZER.

STATE OF MICHIGAN, )  
COUNTY OF WAYNE, . ) ss.

On this tenth day of April, A. D. 1905, personally appeared before me the petitioner above named, Robert E. Frazer, who made oath that he has read the foregoing petition by him subscribed and that he knows the contents thereof, and that the same is true of his own knowledge except as to matters therein to be upon information and belief and to such matters he believes it to be true.

STEWART E. GRISWOLD,  
Notary Public, Wayne County, Michigan.  
My Commission expires June 8, 1907.

Mr. MacKay, by unanimous consent, offered the following resolution:  
Senate Resolution No. 47.

Whereas, The sworn petition of Robert E. Frazer, of Detroit, Michigan, is herewith presented to this Legislature, a true and exact copy of which is hereto attached and made a part hereof, and

Whereas, It it is deemed desirable and expedient, under the circumstances, that the prayer of this petition be granted, now, therefore be it

Resolved, by the Senate (the House of Representatives concurring). That the prayer of the petition of the Hon. Robert E. Frazer be, and the same hereby is granted, and that the Committee on Elections of the Senate, and a committee of five Representatives to be appointed by the Speaker of the House, hereby are authorized and directed forthwith to proceed to recount the votes cast for circuit judges at the election held in the county of Wayne, State of Michigan, on the third day of April, A. D. 1905, and report their findings and recommendations back to the Legislature with all convenient speed. Be it further

Resolved, That the committees hereby appointed are authorized to

employ such clerical help as in their judgment shall be deemed proper for the proper expediting of their duties as herein set forth.

The resolution was adopted.

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The Senate took up the regular order of business.

#### PRESENTATION OF PETITIONS.

No. 91. By Mr. Sheldon: Petition of Oscar Dewensberry and 1,250 other citizens of the state of Michigan, in favor of the passage of the bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Public Health.

No. 92. By Mr. Sheldon: Petition of Rev. S. W. Bird and 724 other citizens of Petoskey, on the same subject.

Same reference.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 414 (file No. 128), entitled

A bill to provide a tax to meet the amounts disbursed by the State at the several asylums for the support of patients under the several laws relating thereto;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 186 (file No. 93), entitled

A bill relating to negotiable instruments;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 413 (file No. 127), entitled

A bill to provide a tax to meet the amounts disbursed by the State for the current expenses of the Michigan State Prison, the State House of Correction and Branch Prison, Upper Peninsula, and the Michigan Reformatory;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 403 (file No. 94), entitled

A bill to amend sections 1 and 6 of act No. 136 of the Public Acts of 1903, entitled "An act to provide for the indeterminate sentence and for the disposition, management and release of criminals under such sentence, and for the expense attending the same," approved May 21, 1903;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 285, entitled

A bill to prohibit the laying or extending of drains into or along or from a lake known as Rush lake, in Huron county, so as to lower the general water level or to repair the navigability of the waters of said lake;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 513, entitled

A bill to detach all that portion of sections 33 and 34, in townships 12 north of range 3 west, situated and being outside of the city limits of the city of Alma, in the county of Gratiot (said territory being formerly a part of the township of Pine River, in said county), and attach the same again to the township of Pine River, in said county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Ely moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 179 (file No. 110), entitled

A bill to regulate the granting of rebates to purchasers of merchandise at retail, and to prohibit the use of trading stamps, coupons and similar devices;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 320 (file No. 116), entitled

A bill to amend section 8 of act No. 171 of the Public Acts of 1903, entitled "An act for the incorporation of associations not for pecuniary profit," approved June 2, 1903;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 189 (file No. 120), entitled

A bill to amend section 24 of act No. 183 of the Public Acts of 1897, entitled "An act to provide for the appointment and to fix the term of office, duties and compensation of circuit court stenographers in the State of Michigan," approved May 29, 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 205 (file No. 59), entitled

A bill to amend section 1 of act No. 112 of the Public Acts of 1885, entitled "An act to secure the minority of stockholders, in corporations organized under general laws, the power of electing a representative membership in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by act No. 223 of the Public Acts of 1903, approved June 18, 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Cropsey moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 7, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 278, entitled

A bill to establish the polling place in the township of Port Austin, in Huron County, at the village of Port Austin, and to repeal act No. 334 of the Local Acts of 1895;

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 6, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 104 (file No. 56), entitled

A bill to amend sections 1, 4, 5 and 7 of an act, entitled "An act to incorporate the Baptist Convention of the State of Michigan," being act No. 42 of the Session Laws of 1842, approved February 16, A. D. 1842, as amended by act No. 72 of the Public Acts of 1893;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### NOTICES.

Mr. MacKay gave notice that at some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to amend sections 1 and 2 of chapter 2, and section 1 of chapter 4 of an act, entitled 'An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith,' " approved June 7, 1883, as amended by an act approved May 21, 1901.

The Secretary submitted the following report:

Lansing, Mich., April 10, 1905.

To the President of the Senate:

Sir—

Senate bill No. 149 (file No. 36, enrolled No. 63);

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Martindale moved that the Senate adjourn.

The motion prevailed, the time being 9:20 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FIFTY-SIXTH DAY.

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Lansing, Tuesday, April 11, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. A. Minty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—29.

The following Senator was absent with leave: Mr. Moffatt.

The following Senators were absent without leave: Messrs. Heine and Jenks.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Smith asked and obtained leave of absence for Mr. Jenks for the balance of the week.

Mr. Brown asked and obtained leave of absence for himself from today's session after 4:30 o'clock p. m. on account of sickness in his family.

### PRESENTATION OF PETITIONS.

No. 93. By Mr. Sheldon: Petition of M. Seward McNitt and 48 other citizens of Ann Arbor, in favor of the passage of the bill prohibiting the sale and manufacture of cigarettes.

The petition was referred to the Committee on Public Health.

No. 94. By Mr. Linsley: Petition of Alice L. Hulce and 48 others of Hillsdale, on the same subject.

Same reference.

No. 95. By Mr. Jones: Petition of Miles J. Barton and 1,082 other citizens of Michigan, on the same subject.

Same reference.



No. 96. By Mr. Jones: Petition of R. H. Brucker and 588 other citizens of Saginaw county, on the same subject.  
Same reference.

No. 97. By Mr. Sheldon: Resolutions of Ravenna Grange No. 373 of Muskegon county, favoring the passage of a general primary election bill.

The resolutions were referred to the Committee on Elections.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Labor Interests:

The Committee on Labor Interests report

Senate bill No. 98 (file No. 20), entitled

A bill to provide for the regulation and inspection of foundries, or establishments where metal castings or cores are made, and to provide proper lights, passage ways, ventilation and ventilating machinery; to provide suitable doors for all outside entrances to foundries; to provide that all machinery for cleaning castings shall not be located in foundries; to provide that all dangerous places shall be properly guarded and safe appliances used; to provide water closets, drinking water, and medicines and bandages for immediate use in case of burns and accidents, and to provide for the enforcement and penalties for the violation thereof;

With the accompanying substitute therefor, entitled

A bill to provide for the regulation and inspection of foundries or establishments where metal castings or cores are made, and to provide for the welfare and safety of persons therein.

Recommend that the substitute be concurred in and that the bill as substituted pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 612, entitled

A bill granting additional police powers to the city of Mt. Clemens, for the licensing, regulation and restriction of the owners and drivers of hacks, drays and other public conveyances, and for the licensing, regulation and restriction of the liquor traffic, within said city;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 334, entitled

A bill to provide for the election of a county drain commissioner in the county of Macomb;

With the following amendment thereto:

By adding a new section to stand as section 3 of the bill and to read as follows:

"Sec. 3. All acts or parts of acts contravening any of the provisions of this act are hereby repealed."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Glasgow	Mills	Traver
Cropsey	Hayden	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
			28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Insurance:

The Committee on Insurance report

Senate bill No. 214 (file No. 98), entitled

A bill providing for a tax to be levied upon life insurance companies doing business in this State and not deriving corporate existence from its laws;

With the recommendation that the bill pass.

JOHN BAIRD, Chairman.  
NOBLE ASHLEY,  
Majority of Committee.

I do not agree with the majority of the committee in regard to above recommendation and hereby enter my protest against the passage of this bill.

ANDREW FYFE.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 293, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Kane moved that the bill be referred to the committee of the whole and placed at the head of the General Order for today.

The motion prevailed.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 240 entitled

A bill making appropriations for the State Industrial Home for Girls, for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907;

With the following amendments thereto:

1. By striking out of lines 1 and 2 of section 2 the words "thirty-three thousand seven hundred thirty-five" and inserting in lieu thereof the words "six thousand three hundred twenty-five."

2. By inserting in lines 3 and 4 of section 2 after the word "follows" in line 3, the words "for electric wiring purposes, one thousand dollars."

3. By striking out of line 17 of section 2 the word "root" and inserting in lieu thereof the word "green."

4. By striking out of lines 24 and 25 of section 2 the words "thirty-three thousand seven hundred thirty-five" and inserting in lieu thereof the words "six thousand three hundred twenty-five."

5. By striking out of line 2 of section 4 the word "eight" and inserting in lieu thereof the word "nine."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Taxation:

The Committee on Taxation respectfully requests that Senate bill No. 299, entitled

A bill to amend and alter section 14 of act No. 39 of the Public Acts of 1883, as amended and altered by act No. 93 of the Public Acts of 1887, and Act No. 231 of the Public Acts of 1899, entitled "An act to authorize the formation of corporations for the purpose of excavating, constructing and maintaining water courses with water power appurtenant thereto for accumulating, storing, conducting, selling, furnishing and supplying upon an agreed rental, water and water power for mining, milling, manufacturing, domestic, municipal and agricultural purposes, and for holding and conveying lands adjacent to said water course, or within convenient distance thereof," same being section 6802 of the Compiled Laws of 1897 of Michigan;

Be printed for the use of the committee.

GEO. N. JONES,  
Chairman.

The question being on complying with the request of the committee, The request was granted and the bill was ordered printed.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests report Senate bill No. 294, entitled

A bill to amend section 1 of act No. 45 of the Public Acts of 1901, entitled "An act to prevent the practice of mutilating horses, known as docking," approved April 8, 1901;

With the recommendation that the bill pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report House bill No. 363, entitled

A bill to amend sections 6, 7, 13, 14, 15, and 16 of an act, entitled "An act to consolidate school districts No. 1 and 17 of the city of Jackson, and townships of Blackman and Summit, to be known as the Union School District of the city of Jackson, to define its rights, powers and duties and to provide for its government and the management and control of the schools," being local act No. 453 of the Local Acts of the Legislature of Michigan for the year 1897;

With the following amendments thereto:

1. By inserting in line 2 of section 7 after the word "place" the words "or places."
2. By striking out of line 12 of section 7 the word "eight" and inserting in lieu thereof the word "eleven."
3. By striking out of line 13 of section 7 the word "four" and inserting in lieu thereof the word "seven."
4. By striking out of line 13 of section 7 the words "hold continued" and inserting in lieu thereof the word "remain."

5. By striking out of lines 3, 4 and 5 of section 15 the words "the same place as the annual election for trustees and on the same day at the hour of seven o'clock p. m." and inserting in lieu thereof the words "such time and place in said school district as the Board of Education may direct, on the same day after the annual election or on the next succeeding day, notice of which meeting shall be given with the notice of the annual election."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Seeley
Brown	Fyfe	Martindale	Sheldon
Cook	Glasgow	Mills	Traver
Cropsey	Hayden	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans

28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 218, entitled

A bill to provide for the compulsory education of children, for penalties for failure to comply with the provisions of this act, and to repeal all acts or parts of acts conflicting with the provisions of the same;

With the following amendments thereto:

1. By striking out of clause "C" of section 3 all after the word "shall" in line 7 and inserting in lieu thereof the words "immediately proceed as is provided in section 4 of this act."

2. By striking out of lines 2 and 3 of section 4, clause "B" the words "and within one week after having received notice provided for in section 3 of this act."

3. By striking out of lines 7, 8 and 9 of section 7 the words "and all

other acts or parts of acts conflicting with the provisions of this act are" and inserting in lieu thereof the word "is."

Recommend that the amendments be concurred in and that when so amended the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

Senate bill No. 125 (file No. 32), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1881, entitled "An act to authorize and regulate within this State, the business of plate glass, accident, live stock, steam boiler and fidelity insurance and to repeal acts No. 42 and 72 of the Session Laws of 1877, as amended by act No. 190 of the Public Acts of 1901;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill;

House bill No. 295 (file No. 119), entitled

A bill to amend sections 5, 6, 8 and 10 of Act 147 of the Public Acts of 1891, and acts amendatory thereof, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act." being sections 4812, 4813, 4815 and 4817 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 532 (file No. 118), entitled

A bill to regulate and define the rights of persons in running, rafting and booming of logs, timber, ties, posts or poles in the streams and rivers of the Upper Peninsula, in the State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 45 (file No. 115), entitled

A bill to amend section 7 of Act 143 of the Public Acts of 1903, entitled "An act to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts or parts of acts inconsistent with this act;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Public School.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 326 (file No. 150), entitled

A bill making appropriations for the Michigan Reformatory at Ionia, Michigan, for general repairs and other improvements for the fiscal year ending June 30, 1906, and to provide for a tax to meet the same;



And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Michigan Reformatory.

The following message from the House was also received and read:

House of Representatives.  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 384 (file No. 121), entitled

A bill for the protection of owners and keepers of stallions and to repeal act No. 280 of the Session Laws of 1887, entitled "An act to protect the owners or keepers of stallions," and the acts amendatory thereof;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 569, entitled

Joint Resolution to relieve the sureties on the official bond of Charles A. Schmidt, ex-treasurer of the city of Niles, of all liability as sureties on said bond;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Judiciary.



The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 409 (file No. 151), entitled

A bill making appropriations for the fiscal years ending June 30, 1906, and June 30, 1907, for the purpose of promoting the horticultural interests of the State and the editing and compiling of the reports of the Michigan State Horticultural Society, and to provide a tax to meet the same;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Horticulture.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House respectfully to request the return to the House of the following bill:

Senate bill No. 170 (file No. 60), entitled

A bill to prevent the importation from other States and the spread within this State, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal sections 5681 to 5706 of the Compiled Laws of 1897, act No. 144 of the Public Acts of 1899, act No. 206 of the Public Acts of 1903, and any other acts or parts of acts that contravene the provisions of this act;

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the above entitled bill,

Mr. Cropsey moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 10, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

## Senate Resolution No. 47.

Whereas, The sworn petition of Robert E. Frazer, of Detroit, Michigan, is herewith presented to this Legislature, a true and exact copy of which is hereto attached and made a part hereof; and

Whereas, It is deemed desirable and expedient, under the circumstances, that the prayer of this petition be granted; now therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the prayer of the petition of the Honorable Robert E. Frazer be and the same hereby is granted, and that the Committee on Elections of the Senate, and a committee of five Representatives, to be appointed by the Speaker of the House, hereby are authorized and directed forthwith to proceed to recount the votes cast for circuit judges at the election held in the county of Wayne, State of Michigan, on the third day of April, A. D. 1905, and report their findings and recommendations back to the Legislature with all convenient speed; be it further

Resolved, That the committees hereby appointed are authorized to employ such clerical help as in their judgment shall be deemed proper for the proper expediting of their duties as herein set forth.

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

## NOTICES.

Mr. Fyfe gave notice that at some future day he would ask leave to introduce

A bill to repeal an act, entitled "An act to incorporate the Grand Rapids Hydraulic Company." approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act.

## INTRODUCTION OF BILLS.

Mr. Van Akin introduced

Senate bill No. 301, entitled

A bill permitting the catching and taking of German carp in the waters and streams of, and bordering on, Monroe county in this State and in the waters of Wild Fowl Bay, bordering on the county of Huron.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Linsley introduced

Senate bill No. 302, entitled

A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on State Public School.

Mr. Baird introduced

Senate bill No. 303, entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts or parts of acts in anywise contravening any of the provisions of this act," the same being compiler's sections 3824 to 3962 inclusive, by inserting after section 61 a new section to stand as section 61a.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Glasgow introduced

Senate bill No. 304, entitled

A bill to amend House enrolled act No. 71 of the acts passed by the Legislature for the year 1905, approved March 17, 1905, entitled "An act to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled 'An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto.'"

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Glasgow moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moriarty  
Rumer  
Russell

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

25

#### NAYS.

0

The title of the bill was agreed to.

Mr. Glasgow moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. MacKay, previous notice having been given and leave being granted, introduced

Senate bill No. 305, entitled

A bill to amend an act entitled "An act to amend sections 1 and 2 of chapter 2, and section 1 of chapter 4 of an act, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by an act approved May 21, 1901.

The bill was read a first and second time by its title.

Mr. Martindale moved that the bill be referred to the Committee on Cities and Villages.

Mr. MacKay moved as a substitute that the bill be referred to the Committee on Elections.

The motion made by Mr. MacKay did not prevail, a majority of all the Senators present not voting therefor.

The question then being on the motion made by Mr. Martindale,

The motion prevailed and the bill was referred to the Committee on Cities and Villages.

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Mr. Linsley moved that the Senate take a recess until 2:55 o'clock p. m.

The motion prevailed, the time being 2:35 o'clock p. m.

#### AFTER RECESS.

2:55 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Seeley moved to discharge the committee of the whole from the further consideration of

House bill No. 612, entitled

A bill granting additional police powers to the city of Mt. Clemens, for the licensing, regulation and restriction of the owners and drivers of hacks, drays and other public conveyances, and for the licensing, regulation and restriction of the liquor traffic, within said city.

The motion prevailed.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Glasgow	Mr. Mills	Mr. Sheldon	
Baird	Hayden	Moriarty	Smith	
Brown	Jones	Peek	Traver	
Cropsey	Kane	Rumer	Van Akin	
Curtis	Linsley	Russell	Woodman	
Doherty	Martindale	Seeley	Yeomans	
Ely				25

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## SPECIAL ORDER.

The President announced that the hour had arrived for the Special Order and laid before the Senate

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in said townships and prescribing the powers and duties of said overseers of highways.

Mr. Seeley moved that the Senate resolve itself into the committee of the whole on the Special Order.

The motion prevailed.

The President called Mr. Cook to the Chair.

After some time spent therein, the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the above entitled bill,

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend that the bill be laid on the table.

ALBERT B. COOK,  
Chairman.

The report was accepted.

Mr. Cook moved that the Senate concur in the amendments made to the bill named in the report.

The motion prevailed.

Mr. Seeley moved that the Senate concur in the recommendation of the committee that the bill be laid on the table.

The motion prevailed.

By unanimous consent the Senate returned to the order of

#### INTRODUCTION OF BILLS.

Mr. Cook introduced

Senate bill No. 306, entitled

A bill to regulate the placing and detention of railroad cars, the receipt and transmission of freight, to regulate storage, demurrage, or detention charges, and to provide penalties for non-compliance therewith and for the recovery thereof.

The bill was read a first and second time by its title and on motion of Mr. Cook, a thousand copies were ordered printed and the bill was referred to the Committee on Railroads.

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By unanimous consent the Senate returned to the order of

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 645, entitled

A bill to provide for the election of county drain commissioner in the county of Livingston;

And to inform the Senate that the bill has passed the House and has been ordered to take effect October 1, 1905.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown

Mr. Ely  
Farr  
Fyfe

Mr. MacKay  
Martindale  
Mills

Mr. Seeley  
Sheldon  
Smith

Mr. Cook  
Cropsey  
Curtis  
Doherty

Mr. Hayden  
Jones  
Kane  
Linsley

Mr. Moriarty  
Peek  
Rumer  
Russell

Mr. Traver  
Van Akin  
Woodman  
Yeomans

28

NAYS.

0

The title of the bill was agreed to.

Mr. Rumer moved that the bill be ordered to take effect October 1, 1905.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect October 1, 1905.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 633, entitled

A bill to incorporate the public schools of the city of Marquette, in the county of Marquette, and to repeal all acts and parts of acts in conflict with this act;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read :

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 652, entitled

A bill to divide the township of York, in the county of Washtenaw, into two election districts;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Glasgow	Mills	Smith
Cook	Hayden	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Doherty	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans

28

NAYS.

0

The title of the bill was agreed to.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Sheldon moved to take from the table

House bill No. 391, entitled

A bill to make townships and cities in Ottawa county primarily liable for the payment of all claims incurred in the care of persons sick with contagious diseases, or diseases dangerous to the public health, or incurred in preventing the spread of said diseases, where said county is now primarily liable for said payment.

The motion prevailed.



Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Linsley	Mr. Russell	
Baird	Ely	Martindale	Seeley	
Brown	Farr	Moriarty	Sheldon	
Cook	Glasgow	Peek	Van Akin	
Cropsey	Hayden	Rumer	Yeomans	
Curtis	Jones			22

## NAYS.

0

The title of the bill was agreed to.

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By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on State Public School:

The Committee on State Public School report  
Senate bill No. 302, entitled

A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

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Mr. Seeley moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President called Mr. Sheldon to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

Senate bill No. 293, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same;

Also:

Senate bill No. 211 (file No. 102), entitled

A bill to provide for the expenses and publication of the collections of the Michigan Pioneer and Historical Society, making an appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907;

Also:

Senate bill No. 287 (file No. 104), entitled

A bill to amend section 39 of act 217 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws organizing asylums for the insane and to regulate the care, management and use thereof, and to provide for the apprehension of persons believed to be insane, and for their care and custody";

Also:

House bill No. 22 (file No. 56), entitled

A bill to authorize the formation of women's clubs;

Also:

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by Act No. 244 of the Public Acts of 1903;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

II.

Senate bill No. 249 (file No. 84), entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the land taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other

acts and parts of acts in anywise contravening any of the provisions of this act, the same being compiler's sections 3824 to 3962 inclusive;

Also:

House bill No. 110, entitled

A bill to amend section 1 of act No. 182 of the Public Acts of 1901, entitled "An act to prohibit fishing with, using or setting seines, gill nets, or any form of pound, trap, sweep or set nets, or like device, in any of the waters connecting Lakes Superior and Huron, and the tributaries thereof;"

And have directed their chairman to report the same back to the Senate with the recommendation that the bills be laid on the table.

S. A. SHELDON,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Sheldon moved that the Senate concur in the recommendation of the committee regarding the bills named in part II of the report.

The motion prevailed, and the same were laid on the table.

#### THIRD READING OF BILLS.

House bill No. 361 (file No. 58), entitled

A bill to amend section 13 of act No. 191 of the Public Acts of 1877, entitled "An act to authorize the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances," being chapter 160 of the Compiled Laws of 1897, as amended by act No. 244 of the Public Acts of 1903;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	MacKay	Smith	
Brown	Glasgow	Martindale	Traver	
Cook	Hayden	Mills	Van Akin	
Curtis	Jones	Moriarty	Yeomans	
Ely	Kane	Russell		23

#### NAYS.

Mr. Cropsey	1
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The title of the bill was agreed to.

Senate bill No. 293, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley	
Baird	Farr	MacKay	Sheldon	
Brown	Fyfe	Martindale	Smith	
Cook	Glasgow	Mills	Traver	
Cropsey	Hayden	Moriarty	Van Akin	
Curtis	Jones	Russell	Yeomans	
Doherty	Kane			26

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 211 (file No. 102), entitled

A bill to provide for the expenses and publication of the collections of the Michigan Pioneer and Historical Society, making an appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30th, 1906, and June 30th, 1907;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley	
Baird	Farr	MacKay	Sheldon	
Brown	Fyfe	Martindale	Smith	
Cook	Glasgow	Mills	Traver	
Cropsey	Hayden	Moriarty	Van Akin	
Curtis	Jones	Rumer	Yeomans	
Doherty	Kane	Russell		27

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 287 (file No. 104), entitled

A bill to amend section 39 of Act 217 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws organizing asylums for the insane and to regulate the care, management and use thereof, and to provide for the apprehension of persons believed to be insane, and for their care and custody;"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley	
Baird	Farr	MacKay	Sheldon	
Brown	Fyfe	Martindale	Smith	
Cook	Glasgow	Mills	Traver	
Cropsey	Hayden	Moriarty	Van Akin	
Curtis	Jones	Russell	Yeomans	
Doherty	Kane			26

NAYS.

0

The title of the bill was agreed to.

House bill No. 22 (file No. 56), entitled

A bill to authorize the formation of women's clubs;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley	
Baird	Fyfe	MacKay	Sheldon	
Brown	Glasgow	Martindale	Smith	
Cropsey	Hayden	Mills	Traver	
Curtis	Jones	Moriarty	Van Akin	
Doherty	Kane	Russell	Yeomans	
Ely				25

NAYS.

0

The title of the bill was agreed to.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives.  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 634, entitled

A bill prohibiting the granting or extending of any franchise for the operation of any public utility in any city, village or township of Wayne county, Michigan, outside the corporate limits of the city of Detroit, without first submitting the same to a vote of the qualified electors of such city, village or township;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 642, entitled

A bill to define and change the boundaries of the several townships of Chippewa county and to legalize the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Ely  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Jones  
Kane  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moriarty  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

26

#### NAYS.

0

The title of the bill was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 644, entitled

A bill to change the name of the township of Sault Ste. Marie, or St. Marie, in the county of Chippewa;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Glasgow	Mills	Traver	
Cook	Hayden	Moriarty	Van Akin	
Cropsey	Jones	Rumer	Woodman	
Curtis	Kane	Russell	Yeomans	
Ely	Linsley	Seeley		27

NAYS.

0

The question being on agreeing to the title of the bill,

Mr. Mills moved to amend the title so as to read as follows:

A bill to change the name of the township of Sault Ste. Marie, or Ste. Marie, in the county of Chippewa, to the township of Soo;

The motion prevailed and the title was so amended.

The title of the bill as amended was then agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Roads and Bridges: .

The Committee on Roads and Bridges report

Senate bill No. 70, entitled

A bill to amend act No. 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section No. 27, providing that the Board of Supervisors of the county of Marquette shall be the Board of County Road Commissioners of said county and vested with all the powers and duties of such boards under said chapter authorizing said board to appoint a county road committee and fixing the compensation thereof;"

With the accompanying substitute therefor, entitled

A bill to amend Act 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section No. 30;

Recommend that the substitute be concurred in and that the bill, as substituted pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ely moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Mills  
Moriarty  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Yeomans

26

## NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.



The Secretary submitted the following report:

Lansing, Mich., April 11, 1905.

To the President of the Senate:

Sir—

Senate Joint Resolution No. 283 (enrolled No. 64)

Has been printed and has this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Jones moved that the Senate adjourn.

The motion prevailed, the time being 4:40 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FIFTY-SEVENTH DAY.

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Lansing, Wednesday, April 12, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the resident.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Jones, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—30.

The following Senator was absent with leave: Mr. Heine.

The following Senator was absent without leave: Mr. Kane.

Mr. Linsley asked and obtained leave of absence for Mr. Kane from today's session and from the sessions of tomorrow and Friday.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 12, 1905.

To the President of the Senate:

Sir—I hereby nominate N. A. Reynolds, of Coldwater, Branch County, as a member of the Board of Control of the State Public School for the term of six years from and after January 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

## MOTIONS AND RESOLUTIONS.

Mr. Baird offered the following resolution:

Senate Resolution No. 48.

Whereas, Senator Heine of the Senate Committee on Elections is unable to be present at the sessions of the Senate because of illness and will be unable to accompany the committee to Detroit to attend the recount of votes asked for in the petition of Judge R. E. Frazer, which petition has been granted by the Legislature, and

Whereas, Because of the important work before it, it is deemed necessary that a full representation of the committee be in attendance on said recount, therefore,

Resolved, That Senator Mills be substituted on the Committee on Elections for Senator Heine until the count of votes is completed and the committee has made a report of its findings to the Legislature.

The resolution was adopted.

Mr. Seeley moved to take from the table

House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the Laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Act of 1887, the same being sections 4621 to 4625, inclusive, of the Compiled Laws of 1897.

The motion prevailed.

Mr. Seeley moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Seeley moved to reconsider the vote by which the Senate on March 29 passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Seeley moved that the bill be re-referred to the Committee on Agricultural Interests.

The motion prevailed.

Mr. Glasgow moved that a respectful message be sent to the House, asking the return to the Senate of

Senate bill No. 304, entitled

A bill to amend House enrolled act No. 71 of the acts passed by the Legislature of the year 1905, approved March 17, 1905, entitled "An act to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled 'An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto.'"

The motion prevailed.

## PRESENTATION OF PETITIONS.

No. 98. By Mr. Doherty: Petition of M. H. Wilsie and 64 other residents of Roscommon and Crawford counties, in favor of the passage of a bill prohibiting the spearing of fish in Houghton Lake, Roscommon county.

The petition was referred to the Committee on Fisheries.

No. 99. By Mr. Linsley: Petition of the Women's Club of Three Rivers, in favor of the passage of the bill providing for the establishment of juvenile courts.

The petition was referred to the Committee on Judiciary.

No. 100. By Mr. Hayden: Petition of W. I. Babcock and 41 other citizens of Niles, in favor of the passage of the so-called Fyfe surety bond bill.

The petition was referred to the Committee on Liquor Traffic.

No. 101. By Mr. Hayden: Resolutions of the State Association of Supervisors, relative to the State Tax Commission.

The resolutions were referred to the Committee on Taxation.

No. 102. By Mr. Hayden: Resolutions of the State Association of Supervisors, favoring the passage of a bill providing for lower passenger fares in the Upper Peninsula.

The resolutions were referred to the Committee on Railroads.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 302, entitled

A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Asylum for Insane at Traverse City:

The Committee on Asylum for Insane at Traverse City report

Senate bill No. 56, entitled

A bill making appropriations for the Northern Michigan Asylum for the Insane for building and special purposes for the biennial period ending June 30, 1907, and to provide a tax therefor;

With the following amendments thereto:

1. By striking out of line 1 of section 1 the word "forty-eight" and inserting in lieu thereof the word "forty-six."

2. By striking out of line 4 of section 1 the word "five" and inserting in lieu thereof the word "four."

3. By striking out of line 14 of section 1 the word "three" and inserting in lieu thereof the word "two."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

JASON WOODMAN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Woodman moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 343, entitled

A bill to amend section 14 of chapter 2 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," being compiler's section 4085 of the Compiled Laws of the State of Michigan for the year 1897;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 251 (file No. 86), entitled

A bill to amend section 22 of chapter 1, act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishing, opening, improving and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4063 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 342, entitled

A bill to amend section 3 of Chapter 4 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, the same being section 3 of chapter 4 of chapter 101

of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," the same being compiler's section 4106 of the said Compiled Laws of the State of Michigan for the year 1897;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 296, entitled

A bill to abolish the board of public works in the city of Marine City and transfer the powers and duties of said board to the common council of said city;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley	
Baird	Glasgow	Mills	Sheldon	
Brown	Hayden	Moffatt	Smith	
Cook	Jenks	Moriarty	Traver	
Cropsey	Jones	Peek	Van Akin	
Curtis	Linsley	Rumer	Woodman	
Ely	Mackay	Russell	Yeomans	
Farr				29

#### NAYS.

0

The title of the bill was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 275 (file No. 91), entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children and to establish juvenile courts

With the following amendments thereto:

1. By striking out of line 4 of section 5 the words "the fact" and inserting in lieu thereof the words "such fact or facts."

2. By inserting in line 30 of section 5 after the word "ineffectual," the words "upon complaint on oath and in writing."

3. By striking out of line 36 of section 5 the words "other process to hear" and inserting in lieu thereof the word "warrant."

4. By striking out of line 38 of section 5 the words "on proof of an offense charged."

5. By inserting in line 41 of section 5 after the words "friends; or" the words "upon conviction may."

6. By striking out of lines 44 and 45 of section 5 the words "sections 2, 3, 4 and 5 of act 91 of the Public Acts of 1903" and inserting in lieu thereof the words "act 91 of the Public Acts of 1903, as amended."

7. By striking out of lines 68 and 69 of section 5 the words "the court may order that a suitable female attendant shall accompany the officer conveying said girl" and inserting in lieu thereof the words "a suitable female shall be such officer so conveying such girl."

8. By striking out of line 7 of section 7 the words "with adult convicts" and inserting in lieu thereof the words "with an adult or adults."

9. By striking out of line 8 of section 7 the words "adult convicts" and inserting in lieu thereof the words "an adult or adults."

10. By striking out of lines 9 and 10 of section 7 the words "adult convicts" and inserting in lieu thereof the words "an adult or adults charged with crime."

11. By inserting in line 8 of section 8 after the word "same" the word "by."

12. By inserting in line 4 of section 9 after the words "upon the" the words "general fund of the."

13. By inserting in line 6 of section 10 after the word "agent" the words "Provided, That when such inmate is a girl, such inmate shall be so conveyed by, and shall be in the care and custody of, a female duly authorized."

14. By inserting in line 3 of section 13 after the word "school" the words "Provided further, That this act shall be of no effect as to any proceeding or proceedings pending at the time this act takes effect."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
House bill No. 534, entitled

A bill to authorize the school district of the township of Watersmeet in the county of Gogebic, to issue bonds of the district and sell the same for the purpose of paying an indebtedness incurred by it and retiring bonds issued by it on account of the erection and construction of a

school building in said district, and to provide for the payment of the principal and interest of such bonds;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Glasgow	Mills	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Peek	Van Akin
Curtis	Jones	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
			28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Geological Survey:

The Committee on Geological Survey report

Senate bill No. 148, entitled

A bill providing for the extension of the work of the State Board of Geological Survey and making an appropriation to meet the expenses thereof;

With the following amendment thereto:

By striking out of lines 4 and 5 of section 2 the words "ten thousand dollars for each year until the completion of said survey," and inserting in lieu thereof the words "five thousand dollars for the year 1905, and five thousand dollars for the year 1906."

Recommend that the amendment be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

BELA W. JENKS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.



By the Committee on Geological Survey:

The Committee on Geological Survey report  
Senate bill No. 146, entitled

A bill providing for a biological survey of the State;  
With the following amendment thereto:

By striking out of lines 2 and 3 of section 4 the words "two thousand five hundred dollars for each year until the completion of said survey," and inserting in lieu thereof the words "two thousand dollars for the year 1905, and two thousand dollars for the year 1906."

Recommend that the amendment be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

BELA W. JENKS,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jenks moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
House bill No. 505 (file No. 113), entitled

A bill to amend section 11 of act No. 164 of the Public Acts of 1877, entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," said section being compiler's section 3459 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
House bill No. 222, entitled

A bill to amend section 6 of chapter 5, section 1 of chapter 9, section 18 of chapter 23, and section 13 of chapter 24 of act No. 533 of the Local Acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie and to repeal an act, entitled 'An act to re-incorporate the village of Sault Ste. Marie, approved May 29th, 1879,' as amended;"

With the following amendments thereto:

1. By striking out of line 1 of section 1 the words "section 6 of chapter 5."

2. By striking out section 6 of chapter 5.

Recommend that the amendments be concurred in, and that when so amended the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Baird	Glasgow	Mills	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Jenks	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Farr	MacKay	Russell	Yeomans
			28

**NAYS.**

0

The question being on agreeing to the title,

Mr. Mills moved to amend the title so as to read as follows:

A bill to amend section 1 of chapter 9, section 18 of chapter 23, and section 13 of chapter 24 of act No. 533 of the Local Acts of 1887, entitled "An act to incorporate the city of Sault Ste. Marie and to repeal an act, entitled 'An act to re-incorporate the village of Sault Ste. Marie, approved May 29th, 1879,' as amended."

The motion prevailed and the title was so amended.

The title of the bill as amended was then agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 602, entitled

A bill for the protection of fish in the lakes and streams of the county of Montcalm, State of Michigan, and to repeal all acts or parts of acts inconsistent with this act;

With the following amendments thereto:

1. By inserting in line 2 of section 1 after the word "streams" the words "except Flat river."

2. By inserting in line 2 of section 2 after the word "streams" the words "except Flat river."

3. By inserting in line 11 of section 2 after the word "eighty-five" the words "Provided further, That it shall be unlawful for any person, persons, firm, company or corporation, to purchase, buy or sell, or attempt to purchase, buy or sell, any fish of any kind taken in any manner or by any means or at any season of the year, from the lakes and streams of the county of Montcalm."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Farr

Mr. Fyfe  
Glasgow  
Hayden  
Jenks  
Jones  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

29

NAYS.

0

The title of the bill was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 476, entitled

• A bill to repeal act No. 135 of the Public Acts of 1901, entitled "An act to provide for the lawful taking of suckers from the waters in Wall Lake, township of Hope, Barry county, Michigan;"

With the recommendation that the bill pass.

ORLANDO C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Glasgow moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Jenks  
Jones  
Linsley  
MacKay

Mr. Martindale  
Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

30

NAYS.

0

The title of the bill was agreed to.

Mr. Glasgow moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report

House bill No. 320 (file No. 116), entitled

A bill to amend section 8 of act No. 171 of the Public Acts of 1903, entitled "An act for the incorporation of associations not for pecuniary profit," approved June 2, 1903;

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 188, entitled

A bill to amend section 11 of chapter 311, the same being paragraph 11222 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 167, entitled

A bill to consolidate school district No. 4 and school district No. 7 of the township of Elba in Gratiot county, by attaching all of the territory of school district No. 7 in said township of Elba to said school district No. 4 and dissolving said school district No. 7 aforesaid;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Ely moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Hayden  
Jenks  
Jones

Mr. Linsley  
MacKay  
Martindale  
Mills  
Moffatt  
Moriarty  
Rumer

Mr. Russell  
Seeley  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

28

## NAYS.

0

The title of the bill was agreed to.

Mr. Ely moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 637, entitled

A bill to incorporate the city of Yale, in the county of St. Clair, as a city of the fourth class, and to repeal all acts or parts of acts relative to the incorporation of the village of Yale;

And to inform the Senate that the bill has passed the House and has been ordered to take effect March 1, 1906.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 653, entitled

A bill to amend section 3 of act No. 410, of the Local Acts of 1899,

entitled "An act to authorize the common council of the city of Alpena to construct or purchase, own and maintain a system of electric light works, and to provide means for constructing or purchasing, maintaining and managing the same," approved May 25, 1899, as amended by act No. 456 of the Local Acts of 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of the fees received by such officers

And to inform the Senate that the House has amended the same as follows:

By inserting in line 13 of section 4 after the word "deputy" the words "Provided, That, after this act shall have become operative, before any suit at law or in chancery shall be commenced in said court, there shall be paid to the clerk of said court, by the party commencing such suit the sum of three dollars, and before any final judgment or decree shall be entered in any such suit, there shall be paid to the clerk of said court, by the prevailing party the sum of four dollars. And if a jury shall be demanded by either party to any such suit, such party shall, at the time of making such demand, pay to said clerk the sum of three dollars: Provided, further, That in case both parties shall demand a jury, the clerk shall receive such sum from the party first making the demand therefor, and from him only. All money so received shall be paid by said clerk to the county treasurer as provided in section 2 of this act. The sums paid as aforesaid shall be held to be in full of all clerk entry and jury fees in any such suit from the commencement thereof to and including the issuing and return of execution or other final process. The sum or sums so paid shall be taxed as costs of suit in favor of the party paying the same if he be the prevailing party, in addition to any other costs to which he may be entitled by law;"

And that in the passage of the bill, as thus amended, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. Cook moved that the bill be referred to the Committee on Counties and Townships.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 248, entitled

A bill to prevent hunting for game on Sunday in Oakland county; to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

And to inform the Senate that in the passage of the bill the House has concurred, and has also ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 11, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 235, entitled

A bill to authorize school district No. 1, township of Grosse Pointe, county of Wayne, State of Michigan, to borrow money and issue bonds therefor in the sum of \$15,000, to be used in the erection of a school building, furnishing same and purchase of a site therefor;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.



## NOTICES.

Mr. MacKay gave notice that at some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to amend sections 1 and 2 of chapter 2, and section 1 of chapter 4 of an act, entitled "An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by an act approved May 21, 1901.

## INTRODUCTION OF BILLS.

Mr. Van Akin introduced

Senate bill No. 307, entitled

A bill to divide the township of Raisinville, in the county of Monroe, into two election districts.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon	
Baird	Fyfe	Martindale	Smith	
Brown	Glasgow	Moffatt	Traver	
Cook	Hayden	Peek	Van Akin	
Cropsey	Jenks	Rumer	Woodman	
Doherty	Jones	Russell	Yeomans	
Ely	Linsley	Seeley		27

## NAYS.

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The title of the bill was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Fyfe, previous notice having been given and leave being granted, introduced

Senate bill No. 308, entitled

A bill to repeal act No. 223 of the Laws of 1849, entitled "An act to incorporate the Grand Rapids Hydraulic Company," approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act.

The bill was read a first and second time by its title, and pending its reference to a committee,



Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Doherty	Mr. Jenks	Mr. Peek
Baird	Ely	Jones	Russell
Brown	Farr	Linsley	Seeley
Cook	Fyfe	MacKay	Sheldon
Cropsey	Glasgow	Martindale	Traver
Curtis	Hayden	Moffatt	Yeomans

24

**NAYS.**

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The title of the bill was agreed to.

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Messrs. Hayden and MacKay asked and obtained leave of absence for themselves from tomorrow's and Friday's sessions.

Mr. Mills asked and obtained leave of absence for himself from Friday's session.

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Mr. Baird moved that the Senate take a recess until 5 o'clock p. m. The motion prevailed, the time being 2:50 o'clock p. m.

**AFTER RECESS.**

5 o'clock p. m.

The Senate was called to order by the President.  
A quorum of the Senate was present.

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Mr. Baird moved that the Senate adjourn.  
The motion prevailed, the time being 5:03 o'clock p. m.  
The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## FIFTY-EIGHTH DAY.

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Lansing, Thursday, April 13, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. E. Doty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Jenks, Jones, Linsley, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans—27.

The following Senators were absent with leave: Messrs. Hayden, Heine, Kane and MacKay—4.

The following Senator was absent without leave: Mr. Moffatt.

Mr. Curtis asked and obtained leave of absence for Mr. Moffatt from today's and tomorrow's sessions.

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Mr. Baird asked and obtained leave of absence for the Committee on Elections from tomorrow's session.

Mr. Linsley asked and obtained leave of absence for himself from tomorrow's and Monday's sessions.

Mr. Sheldon asked and obtained leave of absence for himself from the balance of today's session and the sessions of tomorrow and Monday.

Messrs. Curtis, Ely, Fyfe, Rumer, Russell, Smith and Yeomans asked and obtained leave of absence for themselves from tomorrow's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 12, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 263 (enrolled No. 60), being

An act to amend section 1 of an act, entitled "An act to create a board of jury commissioners, consisting of 7 persons for courts of record in the county of Wayne, and to repeal act No. 95 of the Public Acts of 1887, as amended by act No. 42 of the Public Acts of 1891, and all other acts and parts of acts contravening the provisions of this act," being act No. 204 of the Public Acts of 1893, as amended by Act 129 of the Public Acts of 1899, and Act 211 of the Public Acts of 1901.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Baird offered the following resolution:

Senate Resolution No. 49.

Resolved by the Senate (the House of Representatives concurring), That the committees appointed to conduct the recount of votes for circuit judges in the county of Wayne, be and are hereby authorized and empowered to summon persons, books and papers as may be needed and also employ such assistance from the Sergeant-at-Arms' force of the Senate and House as may be deemed necessary to serve such summons.

The resolution was adopted.

Mr. Doherty moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Doherty moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, April 17, at 9 o'clock p. m.

The motion prevailed.

Mr. Seeley moved to take from the table

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in said townships and prescribing the powers and duties of said overseers of highways.

The motion prevailed.

Mr. Seeley moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 103. By Mr. Cook: Petition of D. P. Whitmore and 4 other citizens of Mason in favor of the passage of the bill making an appropriation for the Agricultural College.

The petition was referred to the Committee on Agricultural College.

No. 104. By Mr. Cook: Resolutions of the North Vernon Farmers' Club, favoring the passage of a general primary election bill.

The resolutions were referred to the Committee on Elections.

No. 105. By Mr. Cook: Petitions of the Women's Christian Temperance Union of Mason and Covert, favoring the passage of the bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Public Health.

No. 106. By Mr. Cook: Petition of the Women's Christian Temperance Union of Covert, in favor of the passage of a bill providing a separate prison for women convicts.

The petition was referred to the Committee on State Affairs.

No. 107. By Mr. Cook: Resolutions of the Shiawassee County Medical Society, favoring the passage of the bill providing for a State Sanatorium for those having tuberculosis.

The resolutions were referred to the Committee on Public Health.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on State Prison at Jackson:

The Committee on State Prison at Jackson report

Senate bill No. 52, entitled

A bill making appropriations for the Michigan State Prison for general repairs and for building and special purposes for the fiscal year ending June 30, 1906, and to provide a tax therefor;

With the accompanying substitute therefor, having the same title;

Recommend that the substitute be concurred in and that the bill as substituted be referred to the Committee on Finance and Appropriations.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests report

House bill No. 368 (file No. 72), entitled

A bill to repeal act No. 162 of the Laws of Michigan of 1859, entitled "An act to ascertain the annual cereal products of the State of Michigan," as amended by act No. 24 of the Public Acts of 1879, and as further amended by act No. 21 of the Public Acts of 1887, the same being sections 4621 to 4625 inclusive of the Compiled Laws of 1897;

With the accompanying substitute therefor, entitled

A bill to provide for the collection and dissemination of useful information concerning the agricultural resources of Michigan, and to repeal act No. 162 of the Session Laws of 1859, and all acts amendatory thereof,

being compiler's sections 4621, 4622, 4623, 4624, 4625 of the Compiled Laws of 1897;

Recommend that the substitute be concurred in and that the bill as substituted pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Seeley moved that the bill be referred to the committee of the whole and placed at the head of the General Order for today.

Th motion prevailed.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 143, entitled

A bill providing for the payment of salaries to county officers in the county of Shiawassee, and providing for the disposition of the fees received by such officers;

With the accompanying substitute therefor, entitled

A bill to provide for the payment of salaries to the sheriff, clerk, treasurer, register of deeds and deputies of said offices of Shiawassee county, Michigan, and provide for the collection of all fees and payment of the same to the county treasurer;

Recommend that the substitute be concurred in and that the bill as substituted pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Jenks  
Linsley

Mr. Martindale  
Mills  
Moriarty  
Peek  
Rumer  
Russell

Mr. Seeley  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans

25

#### NAYS.

0

The title of the bill was agreed to.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 78, entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897;

With the following amendments thereto:

1. By striking out of line 4 of section 22 the word "dealer" and inserting in lieu thereof the word "peddler."

2. By striking out of line 6 of section 22 the word "selling" and inserting in lieu thereof the word "peddling."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 314 (file No. 85), entitled

A bill to amend section 100 of chapter 14 of the Revised Statutes of 1846, relative to county surveyors, as amended by act No. 100 of the Public Acts of 1889, being compiler's section 2622 of the Compiled Laws of 1897;

With the following amendment thereto:

By inserting in line 46 of section 100 after the word "records" the words "in a fire proof vault."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 31 (file No. 7), entitled

A bill to amend section 2 of chapter 97 of the Revised Statutes of 1846, entitled "Of the commencement of suits; of process and the service and return of original writs," being section 9985 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 58 (file No. 9), entitled

A bill to amend section 30 of chapter 107 of the Revised Statutes of 1846, entitled "Provisions concerning actions and proceedings in certain cases," being section 10400 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 171, entitled

A bill making appropriations for the Industrial School for Boys for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide for a tax to meet the same;

With the following amendments thereto:

1. By inserting in line 3 of section 1 after the word "eighty" the word "two."

2. By striking out of line 1 of section 2 the words "thirty-eight thousand seven" and inserting in lieu thereof the words "eleven thousand six."

3. By striking out of lines 3, 4, 5 and 6 of section 2 the words "for new chapel, complete, including heating and lighting apparatus, furniture and fixtures, twenty-five thousand dollars; for new horse barn, complete, two thousand one hundred dollars."

4. By striking out of line 36 of section 2 the words "forty-five thousand three" and inserting in lieu thereof the words "eighteen thousand two."

5. By striking out of lines 2 and 3 of section 4 the words "one hundred eighteen thousand seven" and inserting in lieu thereof the words "ninety-three thousand six."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Francis Trent .....	\$11 28
Sullivan & Co. ....	9 00
Detroit Legal News Co.....	3 00
Michigan State Telephone Co.....	1 50
F. N. Rounsville .....	2 70
M. J. & B. M. Buck.....	82 00
Citizens' Telephone Co. ....	1 30
Simons Dry Goods Co. ....	8 00
Secretary of the Senate .....	10 95
William Cole .....	1 50
	<hr/>
	\$131 23

With the recommendation that the accounts be allowed and orders drawn for the same.

M. H. MORIARTY,  
Acting Chairman.

The report was accepted and adopted.

#### NOTICES.

Mr. Doherty gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the city of Harrison.

Mr. Doherty gave notice that at some future day he would ask leave to introduce

A bill to amend the charter of the city of Clare.

#### INTRODUCTION OF BILLS.

Mr. Peek introduced

Senate bill No. 309, entitled

A bill to compel the marking of all private property lines of marsh, and marsh and water shooting lands, and to provide a penalty for trespassing thereon.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

Mr. Peek introduced

Senate bill No. 310, entitled

A bill to provide for the examination, regulation, licensing and registration of nurses, and for the punishment of offenders against this act.

The bill was read a first and second time by its title and referred to the Committee on Public Health.



Mr. Van Akin introduced  
Senate bill No. 311, entitled

A bill to authorize the townships of Monroe and Raisinville, in the county of Monroe to borrow money and issue bonds therefor for the purpose of building a bridge across the River Raisin, a part of which will be on the line dividing said townships, and to provide for the payment of the principal and interest of the said bonds.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Seeley
Baird	Farr	Mills	Smith
Brown	Fyfe	Moriarty	Traver
Cropsey	Glasgow	Peek	Van Akin
Curtis	Jenks	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Van Akin introduced  
Senate bill No. 312, entitled

A bill to divide the township of Bedford in the county of Monroe into two election districts.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Seeley
Baird	Farr	Mills	Smith
Brown	Fyfe	Moriarty	Traver
Cropsey	Glasgow	Peek	Van Akin
Curtis	Jenks	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Glasgow introduced

Senate bill No. 313, entitled

A bill to prohibit the performance of any labor in the dredging out, straightening, widening or deepening of the Thornapple river in the village of Nashville in the county of Barry, State of Michigan, without the consent of the village council of the village of Nashville.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Glasgow moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Seeley
Baird	Farr	Mills	Smith
Brown	Fyfe	Moriarty	Traver
Cropsey	Glasgow	Peek	Van Akin
Curtis	Jenks	Rumer	Woodman
Doherty	Linsley	Russell	Yeomans

24

#### NAYS.

0

The title of the bill was agreed to.

Mr. Glasgow moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Linsley introduced

Senate Joint Resolution No. 314, entitled

Joint Resolution proposing an amendment to section 2 of article 20 of the Constitution of the State of Michigan relative to number of votes requisite to carry a proposition providing for the holding of a convention for the revision of the Constitution.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Constitutional Amendments.

Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Smith to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

## I.

Senate substitute for House bill 368, entitled

A bill to provide for the collection and dissemination of useful information concerning the agricultural resources of Michigan, and to repeal act No. 162 of the Session Laws of 1859, and all acts amendatory thereof, being compiler's sections 4621, 4622, 4623, 4624, 4625 of the Compiled Laws of 1897;

Also:

Senate bill No. 199 (file No. 103), entitled

A bill making appropriations for the Michigan School for the Deaf for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Also:

Senate bill No. 275 (file No. 91), entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children and to establish juvenile courts;

Also:

House bill No. 505 (file No. 113), entitled

A bill to amend section 11 of act No. 164 of the Public Acts of 1877, entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," said section being compiler's section 3459 of the Compiled Laws of 1897;

Also:

House bill No. 320 (file No. 116), entitled

A bill to amend section 8 of act No. 171 of the Public Acts of 1903, entitled "An act for the incorporation of associations not for pecuniary profit," approved June 2, 1903;

Also:

Senate bill No. 240 (file No. 110), entitled

A bill making appropriations for the State Industrial Home for Girls, for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 251 (file No. 86), entitled

A bill to amend section 22 of chapter 1, act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishing, opening, improving and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," being section 4063 of the Compiled Laws of 1897;

And have directed their chairman to report the same back to the Senate with the recommendation that all after the enacting clause of the bill be stricken out.

CHARLES SMITH,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Smith moved that the Senate concur in the recommendation of the committee regarding the bill named in part II of the report,

The motion prevailed and all after the enacting clause of the bill was stricken out.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved that a respectful message be sent to the House, asking the return to the Senate of

House bill No. 618, entitled

A bill to amend House Enrolled Act No. 110 of the acts of the Legislature of 1905, entitled "An act to detach certain territory from the townships of Munising and Au Train, in the county of Alger, and organize the new township of Grand Island," by adding a new section thereto to stand as section 6.

The motion prevailed.

Mr. Cropsey moved to reconsider the vote by which the Senate today concurred in the recommendation made by the committee of the whole that all after the enacting clause of the following entitled bill be stricken out:

House bill No. 251 (file No. 86), entitled

A bill to amend section 22 of chapter 1, act No. 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishing, opening, improving and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State," being section 4063 of the Compiled Laws of 1897.

The motion prevailed.

Mr. Cropsey moved that the bill be laid on the table.

The motion prevailed.

#### THIRD READING OF BILLS.

House bill No. 356 (file No. 66), entitled

A bill to authorize the establishment of a township system of roads in certain townships of this State, to provide for the raising of funds therefor and the appointment and election of overseers of highways in said townships and prescribing the powers and duties of said overseers of highways;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Jenks  
Linsley

Mr. Moriarty  
Peek  
Rumer  
Russell  
Seeley

Mr. Smith  
Traver  
Van Akin  
Woodman  
Yeomans

22

#### NAYS.

0

The title of the bill was agreed to.

Senate bill No. 199 (file No. 103), entitled

A bill making appropriations for the Michigan School for the Deaf for the fiscal years ending June 30th, 1906, and June 30th, 1907, and to provide a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Martindale	Mr. Smith	
Baird	Farr	Morlarty	Traver	
Brown	Fyfe	Peek	Van Akin	
Cropsey	Glasgow	Rumer	Woodman	
Curtis	Jenks	Russell	Yeomans	
Doherty	Linsley	Seeley		23

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate substitute for House bill No. 368, entitled

A bill to provide for the collection and dissemination of useful information concerning the agricultural resources of Michigan, and to repeal act No. 162 of the Session Laws of 1859, and all acts amendatory thereof, being compiler's sections 4621, 4622, 4623, 4624, 4625 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Morlarty	Mr. Smith	
Brown	Fyfe	Peek	Traver	
Cropsey	Glasgow	Rumer	Van Akin	
Curtis	Jenks	Russell	Woodman	
Doherty	Linsley	Seeley	Yeomans	
Ely	Martindale			22

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 275 (file No. 91), entitled

A bill to regulate the treatment and control of dependent, neglected and delinquent children and to establish juvenile courts;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Smith	
Baird	Farr	Moriarty	Traver	
Brown	Fyfe	Peek	Van Akin	
Cropsey	Glasgow	Rumer	Woodman	
Curtis	Jenks	Russell	Yeomans	
Doherty	Jones	Seeley		23

## NAYS.

0

The title of the bill was agreed to.

House bill No. 505 (file No. 113). entitled

A bill to amend section 11 of act No. 164 of the Public Acts of 1877, entitled "An act to authorize cities, incorporated villages and townships to establish and maintain free public libraries and reading rooms," said section being compiler's section 3459 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Smith	
Baird	Fyfe	Moriarty	Traver	
Brown	Glasgow	Peek	Van Akin	
Cropsey	Jenks	Rumer	Woodman	
Curtis	Jones	Russell	Yeomans	
Ely	Linsley	Seeley		23

## NAYS.

0

The title of the bill was agreed to.

House bill No. 320 (file No. 116), entitled

A bill to amend section 8 of act No. 171 of the Public Acts of 1903, entitled "An act for the incorporation of associations not for pecuniary profit," approved June 2, 1903;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Smith	
Baird	Fyfe	Moriarty	Traver	
Brown	Glasgow	Peek	Van Akin	
Cropsey	Jenks	Rumer	Woodman	
Curtis	Jones	Russell	Yeomans	
Ely	Linsley			22

## NAYS.

0

The title of the bill was agreed to.

Senate bill No. 240 (file No. 110), entitled

A bill making appropriations for the State Industrial Home for Girls, for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	Martindale	Smith
Brown	Fyfe	Moriarty	Traver
Cropsey	Glasgow	Peek	Van-Akin
Curtis	Jenks	Rumer	Woodman
Doherty	Jones	Russell	Yeomans

24

**NAYS.**

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Moriarty asked and obtained leave of absence for Mr. Doherty from tomorrow's session.

Mr. Moriarty asked and obtained leave of absence for the Committee on Michigan Employment Institution for the Blind from tomorrow's session.

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The Secretary submitted the following report:

Lansing, Mich., April 13, 1905.

To the President of the Senate:

Sir—

Senate bill No. 225 (file No. 85, enrolled No. 66) ;

Also:

Senate bill No. 278 (enrolled No. 67) ;

Also:

Senate bill No. 104 (file No. 56, enrolled No. 68) ;

Also:

Senate bill No. 206 (file No. 59, enrolled No. 69) ;

Also:

Senate bill No. 235 (enrolled No. 70) ;

Also:

Senate bill No. 248 (enrolled No. 71) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Baird moved that the Senate adjourn.

The motion prevailed, the time being 3:50 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## FIFTY-NINTH DAY.

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Lansing, Friday, April 14, 1905. .

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Curtis, Farr, Martindale, Woodman and the President pro tem.—5.

The following Senators were absent with leave: Messrs. Baird, Brown, Cook, Doherty, Ely, Fyfe, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Van Akin and Yeomans—23.

The following Senators were absent without leave: Messrs. Ashley, Cropsey, Jones and Traver—4.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Woodman moved that the Senate adjourn.

The motion prevailed, the time being 9:03 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, April 17, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTIETH DAY.

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Lansing, Monday, April 17, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Jones, Kane, MacKay, Martindale, Mills, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans—28.

The following Senator was absent with leave: Mr. Linsley.

The following Senators were absent without leave: Messrs. Heine, Moffatt and Van Akin—3.

Mr. Curtis moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MOTIONS AND RESOLUTIONS.

Mr. Rumer moved that a respectful message be sent to the House, asking the return to the Senate of

Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the Sheriff, Clerk, Treasurer, Register of Deeds, and Deputies of said offices of Genesee county, Michigan, and provide for the collection of all fees and payments of the same to the County Treasurer.

The motion prevailed.

### PRESENTATION OF PETITIONS.

No. 108. By Mr. Yeomans: Petition of F. D. M. Davis and 15 other citizens of Ionia county, asking for the repeal of the indeterminate sentence law.

The petition was referred to the Committee on Judiciary.

No. 109. By Mr. Doherty: Petition of O. H. Babcock and 46 other citizens of Gladwin county, in favor of the passage of House Bill No. 386, relative to local option.

The petition was referred to the Committee on Liquor Traffic.

No. 110. By Mr. Cropsey: Petition of Alonzo C. Scranton and 40 other citizens of Vicksburg, in favor of the passage of the bill providing a separate prison for women convicts.

The petition was referred to the Committee on State Affairs.

No. 111. By Mr. Cropsey: Petition of D. J. Albertson and 62 other citizens of Vicksburg, in favor of the passage of the bill prohibiting the sale and manufacture of cigarettes.

The petition was referred to the Committee on Public Health.

No. 112. By Mr. Rumer: Petition of M. A. Pearce and 82 other citizens of Oak Grove, on the same subject.

Same reference.

No. 113. By Mr. Sheldon: Petition of Ray Furgeson and 508 other citizens of this State, on the same subject.

Same reference.

No. 114. By Mr. Farr: Petition of Dr. W. L. Griffin and 351 other citizens of Shelby on the same subject.

Same reference.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 553 (file No. 176), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions, in certain cases, to regulate and protect primary elections and to prescribe penalties for violation of the provisions of this act;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Elections.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 71, entitled

A bill to amend section 9 of act 217 of the Public Acts of 1901, entitled

“An act to revise and amend the laws for the protection of game and birds”;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 583, entitled

A bill to provide for the election of a county drain commissioner in the county of Lenawee;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 347, entitled

A bill to repeal act No. 351 of the Local Acts of 1899, entitled “An act to provide for making the president of the village of Ontonagon, in the county of Ontonagon, a member ex-officio of the board of supervisors of said county,” approved March 29, A. D. 1899;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Sheldon
Brown	Fyfe	Mills	Smith
Cook	Hayden	Moriarty	Traver
Cropsey	Jenks	Peek	Woodman
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
			28

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
April 14, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

House bill No. 618, entitled

A bill to amend House Enrolled Act No. 110 of the Acts of the Legislature of 1905, entitled "An act to detach certain territory from the townships of Munising and Au Train, in the county of Alger, and organize the new township of Grand Island," by adding a new section thereto to stand as section 6;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Moriarty moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

Senate bill No. 304, entitled

A bill to amend House Enrolled Act No. 71 of the acts passed by the Legislature of the year 1905, approved March 17, 1905, entitled "An act to amend section 14 of act No. 237 of the Public Acts of 1903, approved June 18, 1903, entitled 'An act to amend section 14 of chapter 9 of act No. 254 of the Public Acts of 1897, approved June 2, 1897, entitled 'An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto'";

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Brown moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Brown moved to reconsider the vote by which the Senate, on April 11, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Brown moved to reconsider the vote by which the Senate, on April 11, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Brown moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate substitute for Senate Joint Resolutions Nos. 62 and 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States Government in the same, and other purposes connected therewith;

And to inform the Senate that the House has amended the title of the Joint Resolution to read as follows:

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States Government in the same, and other purposes connected therewith, and making an appropriation therefor;

And that in the passage of the Joint Resolution, with the title thus



amended, the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on agreeing to the title, as amended by the House, Mr. Mills moved that the title, as amended, be agreed to.

The motion prevailed.

The Joint Resolution was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 307, entitled

A bill to divide the township of Raisinville, in the county of Monroe, into two election districts.

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 308, entitled

A bill to repeal act No. 223 of the Laws of 1849, entitled "An act to incorporate the Grand Rapids Hydraulic Company," approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act;

And to inform the Senate that in the passage of the bill the House has concurred, and has also ordered the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 13, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate Resolution No. 49.

Resolved by the Senate (the House of Representatives concurring), That the committees appointed to conduct the recount of votes for Circuit Judges in the county of Wayne be and are hereby authorized and empowered to summon persons, books and papers as may be needed and also employ such assistance from the Sergeant-at-Arms' force of the Senate and House as may be deemed necessary to serve such summons.

In the adoption of which the House has concurred.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

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The following communication was received, read and ordered spread on the Journal:

Atlantic City, N. J.,  
April 14, 1905.

To the Lieutenant Governor and Senate of the State of Michigan:

Gentlemen—I take pleasure in acknowledging the receipt from the Secretary of the Senate of an engrossed copy of the resolutions adopted by your honorable body congratulating me on my appointment as Assistant Secretary of the Navy, and I desire to express to the Lieutenant Governor and each and every Senator my sincere gratitude for, and thorough appreciation of, the great honor conferred on me by your action.

It will be my constant and earnest endeavor to continue to merit your good wishes, and I will be doubly thankful if my efforts and work in the Navy Department secure the approval of yourselves and my friends in Michigan.

Please accept this assurance of my thankfulness and deep sense of obligation.

I have the honor to be,

Very respectfully,  
TRUMAN H. NEWBERRY.

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Mr. Doherty moved that the Senate adjourn.

The motion prevailed, the time being 9:30 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-FIRST DAY.

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Lansing, Tuesday, April 18, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. A. Minty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans—29.

The following Senators were absent without leave: Messrs. Heine, Peek and Van Akin—3.

Mr. Doherty moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Baird asked and obtained indefinite leave of absence for Mr. Heine and Van Akin.

### PRESENTATION OF PETITIONS.

No. 115. By Mr. Kane: Petition of Floyd L. Post and 42 other officials of the 21st Judicial circuit, protesting against the passage of the bill providing for a reduction of the salary of the circuit court stenographer of the said district.

The petition was referred to the Committee on Judiciary.

No. 116. By Mr. Moriarty: Petition of E. W. MacPherson and 38 other citizens of Marquette, in favor of the passage of the so-called Turner bill, relative to the practice of optometry.

The petition was referred to the Committee on State Affairs.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report  
Senate bill No. 305, entitled

A bill to amend an act, entitled "An act to amend sections 1 and 2 of chapter 2, and section 1 of chapter 4 of an act, entitled An act to provide a charter for the city of Detroit and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883, as amended by an act approved May 21, 1901;

Without recommendation.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the bill be referred to the Committee on Elections.

The motion prevailed.

By the Committee on State Affairs:

The Committee on State Affairs report  
House bill No. 463 (file No. 88), entitled

A bill to authorize and empower the Board of State Auditors, the Board of Control, Board of Trustees or governing board of certain State institutions, to make, prescribe and enforce rules and regulations for the care, order and preservation of buildings or property dedicated and appropriated to the public use and the conduct of those coming upon the property thereof; to prescribe penalties for a violation thereof and to repeal all acts or parts of acts inconsistent with the provisions of this act;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report  
House bill No. 304 (file No. 84), entitled

A bill to amend section 1 of act numbered 139 of the Public Acts of the year 1873, entitled "An act to regulate the transportation of nitro-glycerine and other explosive substances," being section 11516 of the Compiled Laws of Michigan of the year 1897;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 225 (file No. 98), entitled

A bill to amend section 8 of chapter 1 of act 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this state," approved June 8, 1881, and being compiler's section No. 4043 of the Compiled Laws of 1897, as amended by act No. 142 of the Session Laws 1901, entitled "An act to amend sections 3, 5 and 8 of chapter 1, section 10 of chapter 11 of Act 243 of the Public Acts of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State,' approved June 8, 1881," approved May 21, 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 371 (file No. 92), entitled

A bill to amend section 11 of act No. 209 of the Public Acts of 1897, entitled "An act to revise, amend and consolidate the laws for the incorporation of ecclesiastical bodies;"

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Seeley	
Baird	Farr	Linsley	Sheldon	
Brown	Fyfe	Mackay	Smith	
Cook	Glasgow	Martindale	Traver	
Cropsey	Hayden	Mills	Woodman	
Curtis	Jenks	Moffatt	Yeomans	
Doherty	Jones	Rumer		27

## NAYS.

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The title of the bill was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 212 (file No. 125), entitled

A bill prohibiting public presentation for profit of unpublished or undedicated dramatic plays and musical compositions, without the consent of the owner or proprietor thereof, and providing punishment for violation of the provisions of this act;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 449 (file No. 132), entitled

A bill to amend section 22 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of bank-

ing and to establish a banking department for the supervision of such business," as amended, being compiler's section 6111 of the Compiled Laws;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 448 (file No. 133), entitled

A bill to amend sections 39 and 40 of act No. 205 of the Public Acts of 1887, as amended, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being compiler's sections 6128 and 6129 of the Compiled Laws;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 146 (file No. 134), entitled

A bill to provide for the safety of persons employed upon buildings in the course of erection, and to place the same under the supervision of the Commissioner of Labor;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.



The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

The following message from the House was also received and read :

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 496 (file No. 135), entitled

A bill to amend section 3 of chapter 11 of act No. 243 of the Public Acts of 1881, the same being entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads and the building, repairing and preservation of bridges within this State," being section 4169 of the Compiled Laws of 1897;

And to inform the Senate that the bill had passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Roads and Bridges.

The following message from the House was also received and read :

House of Representatives,  
April 17, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 510 (file No. 138), entitled

A bill to amend section 2 of act No. 231 of the Public Acts of 1903, entitled "An act authorizing organized townships in the State of Michigan to borrow money and to issue bonds therefor, for the purpose of providing for the better construction and care of highways in such township;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

## INTRODUCTION OF BILLS.

Mr. Moriarty introduced

Senate bill No. 315, entitled

A bill relating to daily newspapers published in counties and in cities of the first, second, third and fourth classes.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Moriarty introduced

Senate bill No. 316, entitled

A bill to authorize the village of Iron River, in the county of Iron, and State of Michigan, to borrow money and issue bonds therefor, the proceeds of which are to be used to acquire by purchase, or to construct, operate and maintain independently or in connection with the waterworks of the said village, either within or without the village, a power and heating plant and works for the purpose of supplying said village and the inhabitants thereof and its vicinity or any of them, with power and heat and electric or other lights.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Glasgow introduced

Senate bill No. 317, entitled

A bill to prohibit catching or taking fish in Grand River and streams tributary thereto in the counties of Jackson, Eaton, Ingham, Clinton and Ionia in this State in any other manner than with hook and line.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

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Mr. Brown moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President called Mr. MacKay to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

## I.

Senate bill No. 125 (file No. 32), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1881, entitled "An act to authorize and regulate within this state the business of plate glass, accident, live stock, steam boiler and fidelity insurance and to repeal acts Nos. 42 and 72 of the Session Laws of 1877 as amended by act No. 190 of the Public Acts of 1901;

Also:

House bill No. 58 (file No. 9), entitled

A bill to amend section 30 of chapter 107 of the Revised Statutes of 1846, entitled "Provisions concerning actions and proceedings in certain cases," being section 10400 of the Compiled Laws of 1897;

Also:

House bill No. 31 (file No. 7), entitled

A bill to amend section 2 of chapter 97 of the Revised Statutes of 1846, entitled "Of the commencement of suits; of process and the service and return of original writs," being section 9985 of the Compiled Laws of 1897;

Also:

Senate bill No. 294 (file No. 109), entitled

A bill to amend section 1 of act No. 45 of the Public Acts of 1901, entitled "An act to prevent the practice of mutilating horses, known as docking," approved April 8, 1901;

Also:

Senate bill No. 302 (file No. 114), entitled

A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Also:

Senate bill No. 78 (file No. 117), entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 214 (file No. 98), entitled

A bill providing for a tax to be levied upon life insurance companies doing business in this state and not deriving corporate existence from its laws;

Have directed their chairman to report the same back to the Senate, with the recommendation that the bill be re-referred to the Committee on Insurance.

The committee of the whole have also had under consideration the following:

## III.

Senate bill No. 98 (file No. 108), entitled

A bill to provide for the regulation and inspection of foundries or establishments where metal castings or cores are made, and to provide for the welfare and safety of persons therein;

Also:

House bill No. 342, entitled

A bill to amend section 3 of chapter 4 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," the same being compiler's section 4106 of the said Compiled Laws of the State of Michigan for the year 1897;

Also:

House bill No. 314 (file No. 85), entitled

A bill to amend section 100 of chapter 14 of the Revised Statutes of 1846, relative to county surveyors, as amended by act No. 100 of the Public Acts of 1889, being compiler's section 2622 of the Compiled Laws of 1897;

Also:

Senate bill No. 188 (file No. 113), entitled

A bill to amend section 11 of chapter 311, the same being paragraph 11,222 of the Compiled Laws of 1897;

Also:

House bill No. 343, entitled

A bill to amend section 14 of chapter 2 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan, for the year 1897, entitled "The construction of roads and bridges," being compiler's section 4085 of the said Compiled Laws of the State of Michigan for the year 1897;

Also:

Senate bill No. 218 (file No. 111), entitled

A bill to provide for the compulsory education of children, for penalties for failure to comply with the provisions of this act, and to repeal all acts or parts of acts conflicting with the provisions of the same;

Also:

Senate bill No. 171 (file No. 116), entitled

A bill making appropriations for the Industrial School for Boys for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide for a tax to meet the same;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

JOHN D. MACKAY,  
Chairman.

The report was accepted.

The bills named in Part I of the report were placed on the order of Third Reading of Bills.

The question being on concurring in the recommendation of the committee, relative to the bill named in Part II of the report,

The recommendation was concurred in, and the bill was re-referred to the Committee on Insurance.

The question being on concurring in the recommendation of the committee relative to the bills named in Part III of the report,

Mr. Smith asked that the question be divided and that the vote be taken separately on concurring in the recommendations of the committee relative to the second, third, fourth, fifth and sixth named bills, and the first named bill.

The request was granted.

The question being on concurring in the adoption of certain amendments recommended by the committee to the third, fourth, fifth and sixth named bills in Part III of the report, and in the recommendation that the bills, when so amended, pass,

The amendments were concurred in and the bills were placed on the order of Third Reading of Bills.

The question being on concurring in the adoption of certain amendments made by the committee to the first named bill in Part III of the report,

Mr. Fyfe moved that there be a call of the Senate.

The motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators were reported absent without leave: Messrs. Doherty, Mills and Sheldon.

Mr. Baird moved that the absentees without leave be excused from the operation of the call.

On which motion he demanded the yeas and nays.

The motion then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird  
Brown  
Curtis  
Hayden

Mr. Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Moffatt

Mr. Moriarty  
Smith  
Yeomans

13

#### NAYS.

Mr. Ashley  
Cook  
Cropsey  
Ely

Mr. Farr  
Fyfe  
Glasgow

Mr. Martindale  
Rumer  
Russell

Mr. Seeley  
Traver  
Woodman

13

Mr. Fyfe moved that Mr. Mills be excused from the operation of the call.

The motion prevailed.

Mr. Baird moved that Mr. Doherty be excused from the operation of the call.

On which motion he demanded the yeas and nays:

The motion then did not prevail, a majority of all the Senators present not voting therefor by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Kane	Mr. Moriarty	
Brown	Jenks	Linsley	Smith	
Curtis	Jones	Moffatt	Yeomans	12

## NAYS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley	
Cook	Glasgow	Rumer	Traver	
Cropsey	Hayden	Russell	Woodman	14
Ely	MacKay			

Pending the announcement of the vote on the motion made by Mr. Baird, the vote of Mr. MacKay was demanded by Mr. Baird, whereupon Mr. MacKay voted "nay" and was so recorded.

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Mr. Doherty entered the Senate chamber and took his seat.

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Mr. Brown moved that Mr. Sheldon be excused from the operation of the call.

On a viva voce vote,

The President announced that the motion prevailed.

Whereupon Mr. Fyfe appealed from the decision of the chair.

On which appeal he demanded the yeas and nays.

The question then being, "Shall the decision of the chair stand as the judgment of the Senate?"

The decision of the chair was sustained, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Glasgow	Mr. Kane	Mr. Moriarty	
Brown	Hayden	Linsley	Smith	
Curtis	Jenks	MacKay	Woodman	
Doherty	Jones	Moffatt	Yeomans	17
Farr				

## NAYS.

Mr. Ashley	Mr. Ely	Mr. Rumer	Mr. Seeley	
Cook	Fyfe	Russell	Traver	
Cropsey	Martindale			10

Mr. Baird moved that all further proceedings under the call be dispensed with.

The motion prevailed.

The question then being on concurring in the amendments made by the committee to the first named bill in part III of the report,

The amendments were adopted.

The question then being on concurring in the recommendation of the committee that the bill, as amended, pass,

Mr. Martindale demanded the yeas and nays.

The Senate then did not concur, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley	
Cook	Fyfe	Rumer	Traver	
Cropsey	MacKay	Russell	Woodman	
Ely				13

## NAYS.

Mr. Baird	Mr. Glasgow	Mr. Kane	Mr. Moriarty	
Brown	Hayden	Linsley	Smith	
Curtis	Jenks	Moffatt	Yeomans	
Doherty	Jones			14

Mr. Fyfe moved to reconsider the vote by which the Senate refused to concur in the recommendation of the committee of the whole regarding the first bill named in part III of the report.

Mr. Baird moved that the motion made by Mr. Fyfe be laid on the table,

On which motion he demanded the yeas and nays.

The motion made by Mr. Baird then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Glasgow	Mr. Kane	Mr. Moriarty	
Brown	Hayden	Linsley	Smith	
Curtis	Jenks	Moffatt	Yeomans	
Doherty	Jones			14

## NAYS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley	
Cook	Fyfe	Rumer	Traver	
Cropsey	MacKay	Russell	Woodman	
Ely				13

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By unanimous consent the Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Farr moved to take from the order of Third Reading of Bills House bill No. 342, entitled

A bill to amend section 3 of chapter 4 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled

"The construction of roads and bridges," the same being compiler's section 4106 of the said Compiled Laws of the State of Michigan for the year 1897.

The motion prevailed.

Mr. Farr moved that the bill be laid on the table.

The motion prevailed.

Mr. Farr moved to take from the order of Third Reading of Bills House bill No. 343, entitled

A bill to amend section 14 of chapter 2 of chapter 29 of Howell's Annotated Statutes of the State of Michigan for the year 1882, and the acts amendatory thereof, being section 14 of chapter 2 of chapter 101 of the Compiled Laws of the State of Michigan for the year 1897, entitled "The construction of roads and bridges," being compiler's section 4085 of the Compiled Laws of the State of Michigan for the year 1897.

The motion prevailed.

Mr. Farr moved that the bill be laid on the table.

The motion prevailed.

#### THIRD READING OF BILLS.

Senate bill No. 125 (file No. 32), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1881, entitled "An act to authorize and regulate within this state the business of plate glass, accident, live stock, steam boiler and fidelity insurance and to repeal acts Nos. 42 and 72 of the Session Laws of 1877 as amended by act No. 190 of the Public Acts of 1901;

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Fyfe	Mr. Jones	Mr. Russell	
Curtis	Glasgow	Kane	Woodman	
Doherty	Hayden	Linsley	Yeomans	
Farr	Jenks	MacKay		15

#### NAYS.

0

Mr. Baird moved to reconsider the vote by which the Senate refused to pass the above entitled bill.

The motion prevailed.

The question being on the passage of the bill,

Mr. Baird moved that the bill be laid on the table.

The motion prevailed.

House bill No. 58 (file No. 9), entitled

A bill to amend section 30 of chapter 107 of the Revised Statutes of 1846, entitled "Provisions concerning actions and proceedings in certain cases," being section 10400 of the Compiled Laws of 1897;



Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Ely	Mr. Jones	Mr. Moriarty	
Brown	Fyfe	Kane	Russell	
Cropsey	Glasgow	Linsley	Woodman	
Curtis	Hayden	MacKay	Yeomans	
Doherty	Jenks	Martindale		19

## NAYS.

0

The title of the bill was agreed to.

Mr. Fyfe moved that the bill be given immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

House bill No. 31 (file No. 7), entitled

A bill to amend section 2 of chapter 97 of the Revised Statutes of 1846, entitled "Of the commencement of suits; of process and of service and return of original writs," being section 9985 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Jones	Mr. Moriarty	
Brown	Fyfe	Kane	Russell	
Cropsey	Glasgow	Linsley	Woodman	
Curtis	Hayden	MacKay	Yeomans	
Ely	Jenks	Martindale		19

## NAYS.

0

The title of the bill was agreed to.

Mr. Brown moved that the bill be given immediate effect.

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Senate bill No. 294 (file No. 109), entitled

A bill to amend section 1 of act No. 45 of the Public Acts of 1901, entitled "An act to prevent the practice of mutilating horses, known as docking," approved April 8th, 1901;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Jones	Mr. Moriarty	
Brown	Fyfe	Kane	Russell	
Cropsey	Glasgow	Linsley	Traver	
Curtis	Hayden	MacKay	Woodman	
Doherty	Jenks	Martindale	Yeomans	
Ely				21

## NAYS.

0

The title of the bill was agreed to.  
Mr. Brown moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 302 (file No. 114), entitled  
A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Ely	Mr. Jones	Mr. Moriarty
Baird	Farr	Kane	Russell
Brown	Fyfe	Linsley	Traver
Cropsey	Glasgow	MacKay	Woodman
Curtis	Hayden	Martindale	Yeomans
Doherty	Jenks	Moffatt	
			23
NAYS.			0

The title of the bill was agreed to.  
Mr. Linsley moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 78 (file No. 117), entitled  
A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897;  
Was read a third time, and pending the taking of the vote on the passage thereof,  
Mr. Baird moved that the bill be laid on the table.  
The motion prevailed.

House bill No. 314 (file No. 85), entitled  
A bill to amend section 100 of chapter 14 of the Revised Statutes of 1846, relative to county surveyors, as amended by act No. 100 of the Public Acts of 1889, being compiler's section 2622 of the Compiled Laws of 1897;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Glasgow	MacKay	Smith
Brown	Hayden	Martindale	Traver
Cropsey	Jenks	Moffatt	Woodman
Curtis	Jones	Moriarty	Yeomans
Ely	Kane		
			22
NAYS.			0

The question being on agreeing to the title,

Mr. Cropsey moved to amend the title so as to read as follows:

A bill to amend section 100 of chapter 14 of the Revised Statutes of 1846, relative to county surveyors, as amended by act No. 100 of the Public Acts of 1889, being compiler's section 2622 of the Compiled Laws of 1897, and to repeal act No. 195 of the Public Acts of 1899, entitled "An act to provide for the filing of a copy of the minutes made by surveyors or civil engineers in the subdivision of all lands within this state."

The motion prevailed and the title of the bill was so amended.

The title of the bill as amended was then agreed to.

Senate bill No. 188 (file No. 113), entitled

A bill to amend section 11 of chapter 311, the same being paragraph 11222 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Hayden  
Jenks

Mr. Jones  
Kane  
Linsley  
MacKay  
Martindale  
Moffatt

Mr. Moriarty  
Russell  
Smith  
Traver  
Woodman  
Yeomans

24

**NAYS.**

0

The question being on agreeing to the title of the bill,

Mr. Glasgow moved to amend the title so as to read as follows:

A bill to amend section 11 of chapter 311 of the Compiled Laws of 1897, said section relating to the fees of sheriffs and being compiler's section 11222 of said Compiled Laws.

The motion prevailed, and the title of the bill was so amended.

The title of the bill as amended was then agreed to.

Senate bill No. 218 (file No. 111), entitled

A bill to provide for the compulsory education of children, for penalties for failure to comply with the provisions of this act, and to repeal all acts or parts of act conflicting with the provisions of the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Hayden  
Jenks  
Jones

Mr. Kane  
Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty

Mr. Russell  
Smith  
Traver  
Woodman  
Yeomans

23

**NAYS.**

0

The title of the bill was agreed to.

Senate bill No. 171 (file No. 116), entitled

A bill making appropriations for the Industrial School for Boys for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide for a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Jones	Mr. Russell	
Baird	Farr	Kane	Seeley	
Brown	Fyfe	Linsley	Traver	
Cropsey	Glasgow	MacKay	Woodman	
Curtis	Hayden	Moffatt	Yeomans	
Doherty	Jenks	Moriarty		23

NAYS.

0

The title of the bill was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

INTRODUCTION OF BILLS.

Mr. Moriarty introduced

Senate bill No. 318, entitled

A bill making appropriations for the Michigan Employment Institution for the Blind, for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for special purposes, and to provide a tax therefor.

The bill was read a first and second time by its title and referred to the Committee on Michigan Employment Institution for the Blind.

Mr. Traver introduced

Senate bill No. 319, entitled

A bill to amend sections 5 and 7 of act No. 143 of the Public Acts of 1903, entitled "An act to provide for the government, management and control of the State Public School at Coldwater, and to repeal all acts or parts of acts inconsistent with this act."

The bill was read a first and second time by its title and referred to the Committee on State Public School.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 170 (file No. 60), entitled

A bill to prevent the importation from other states and the spread within this State, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal all acts and parts of acts that contravene the provisions of this act;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 2 of section 6 the words "on or before the first day of September in each year."

2. By striking out of line 7 of section 6 after the word "inspector" the words "immediately after said examination."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Cropsey moved that the Senate concur.

The motion prevailed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Glasgow  
Hayden  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Rumer

Mr. Russell  
Seeley  
Smith  
Traver  
Woodman  
Yeomans

26

NAYS.

0

The bill was then referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

# MOTIONS AND RESOLUTIONS.

Mr. Ely moved to take from the table

House bill No. 513, entitled

A bill to detach all that portion of sections 33 and 34, in townships 12 north of range 3 west situated and being out side of the city limits of the city of Alma, in the county of Gratiot (said territory being formerly a part of the township of Pine River, in said county), and attach the same again to the township of Pine River, in said county;

The motion prevailed.

Mr. Ely moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Brown	Glasgow	Martindale	Smith	
Cropsey	Hayden	Moffatt	Traver	
Curtis	Jenks	Moriarty	Woodman	
Doherty	Jones	Rumer	Yeomans	
Ely	Kane			26

## NAYS.

0

The title of the bill was agreed to.

Mr. Ely moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Woodman asked and obtained leave of absence for Mr. Mills for the balance of this week.

Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 5:35 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-SECOND DAY.

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Lansing, Wednesday, April 19, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. P. French, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Glasgow, Hayden, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Yeomans—27.

The following Senators were absent with leave: Messrs. Heine, Mills, and Van Akin—3.

The following Senators were absent without leave: Messrs. Cook and Woodman—2.

Mr. Sheldon moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 19, 1905.

To the President of the Senate:

Sir—I hereby nominate Dr. Walter E. Wilson, of Grand Ledge, Eaton county, as a member of the Advisory Board in the Matter of Pardons, for the term ending December 31, 1909, to fill vacancy caused by the resignation of Dr. Frank W. Shumway.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.



The following message from the Governor was also received and read:

Executive Office,  
Lansing, April 19, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate Joint Resolution No. 283 (enrolled No. 64), being

Joint Resolution to authorize the Auditor General to issue a deed to the city of Clare, for a certain description of State tax land for the use of said city;

Also:

Senate bill No. 225 (enrolled No. 66), being

An act to provide for the creation of a board of county auditors for the county of Kent, to prescribe the powers and duties of its members and to provide for their compensation;

Also:

Senate bill No. 278 (enrolled No. 67), being

An act to establish the polling place in the township of Port Austin, in Huron county, at the village of Port Austin, and to repeal act No. 334 of the Local Acts of 1895;

Also:

Senate bill No. 104 (enrolled No. 68), being

An act to amend sections 1, 4, 5 and 7 of an act, entitled "An act to incorporate the Baptist Convention of the State of Michigan," being act No. 42 of the Session Laws of 1842, approved February 16, 1842, as amended by act No. 72 of the Public Acts of 1893;

Also:

Senate bill No. 205 (enrolled No. 69), being

An act to amend section 1, of act No. 112, of the Public Acts of 1885, entitled "An act to secure the minority of stockholders in corporations organized under general laws, the power of electing a representative memberships in boards of directors," the same being section 8553 of the Compiled Laws of 1897, as amended by act No. 223, of the Public Acts of 1903, approved June 18, 1903;

Also:

Senate bill No. 235 (enrolled No. 70), being

An act to authorize school district No. 1, township of Grosse Pointe, county of Wayne, State of Michigan, to borrow money and issue bonds therefor in the sum of \$15,000 to be used in the erection of a school building, furnishing same, and purchase of a site therefor;

Also:

Senate bill No. 248 (enrolled No. 71), being

An act to prevent hunting for game on Sunday in Oakland county, to authorize the arrest of persons so offending, and to prescribe a penalty therefor.

Very respectfully,

FRED M. WARNER,  
Governor.

---

Mr. Cook entered the Senate Chamber and took his seat.

## MOTIONS AND RESOLUTIONS.

Mr. Sheldon moved to take from the table

Senate bill No. 78 (file No. 117), entitled

A bill to amend section 22 of chapter 21 of the Revised Statutes of 1846, said chapter being entitled "Hawkers and Peddlers," and said section being section 5330 of the Compiled Laws of 1897;

The motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Hayden  
Jenks  
Jones

Mr. Kane  
Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Rumer  
Russell  
Seeley  
Sheldon  
Smith  
Traver  
Yeomans

28

## NAYS.

0

The title of the bill was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Federal Relations:

The Committee on Federal Relations report

Substitute for Senate bill No. 203, entitled

A bill to prohibit the sale, giving away, offering for sale or bringing into the state for the purpose of selling, giving away or otherwise disposing thereof, of any cigarettes, cigarette paper or substitute therefor;

With the recommendation that it be referred to the Committee on Judiciary.

JESSE R. CROPSEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 69 (file No. 11), entitled

A bill to establish a State Sanatorium in some suitable locality in Michigan for the care and treatment of persons having tuberculosis, and making appropriations therefor;

With the following amendments thereto:

1. By striking out of line 3 of section 5 the word "four" and inserting in lieu thereof the word "six."

2. By striking out of lines 4 and 5 of section 6 the words "such penal sum and form and with such sureties as the board of trustees shall approve" and inserting in lieu thereof the words "the penal sum of twenty-five thousand dollars, to be approved by the Governor and filed with the Secretary of State."

3. By inserting in line 7 of section 6, after the word "by" the words "the Governor on the recommendation of."

4. By inserting in line 3 of section 8, after the word "sanatorium" the words "Provided, That the salary of said Medical Superintendent shall not exceed the sum of \$2,500 annually."

5. By striking out section 10 and inserting in lieu thereof the following to stand as such section:

Section 10. The board of trustees shall have authority, and it is hereby made the duty of said board on behalf of the state to receive by gift or grant real estate consisting of state tax homestead lands as a site for said sanatorium: Provided, That said lands are situated in some county of this state where the conditions are most favorable for the treatment of persons afflicted with tuberculosis. Said board shall have power to receive and hold property or money as endowment or otherwise for said sanatorium, or to purchase a site and to cause to be erected thereon suitable buildings for said sanatorium and to provide for the equipment of said buildings. If the said board can find a suitable tract of state tax homestead land upon which to erect said institution, consisting of any number of acres, the Commissioner of the State Land Office shall withdraw and withhold from said entry and sale said tract of lands subject to control and disposition of his department and to convey the same by deed of the Commissioner of the Land Office to said board of trustees as a site for said sanatorium. The trustees shall have power to make all contracts and employ all agents necessary to carry into effect this act.

6. By striking out of line 1 of section 21 the words "one hundred" and inserting in lieu thereof the word "fifty."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

Mr. Glasgow moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 114, entitled

A bill to prohibit the use of cigarettes in the State of Michigan;

Also:

House bill No. 401 (file No. 89), entitled

A bill to regulate the manufacture, sale and giving away of cigarettes, cigarette paper and other substitutes for the same, and repealing laws

or parts of laws in conflict herewith, and to provide a penalty for the violations hereof;

With the accompanying substitute therefor, entitled

A bill to prohibit the manufacture, sale or offering for sale or giving away of cigarettes, cigarette papers or wrappers, or any substitute therefor, and to provide a penalty for violations thereof, and to repeal all laws in conflict therewith;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

Mr. Glasgow moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Fyfe moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 276, entitled

A bill to amend section 9 of act No. 132 of the Public Acts of 1903, entitled "An act empowering the State Board of Health to determine the qualifications necessary, examine and license persons qualified to practice the art of embalming and regulate the practice of embalming dead human bodies, and to repeal act No. 233 of the Public Acts of 1901";

With the recommendation that the bill pass.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 348 (file No. 81), entitled

A bill to amend sections 1 and 3 of chapter 1 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4639 and 4641 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 225 (file No. 98), entitled

A bill to amend section 8 of chapter 1 of Act 243 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to

the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within this State," approved June 8, 1881, and being compiler's section No. 4043 of the Compiled Laws of 1897, as amended by Act No. 142 of the Session Laws of 1901, entitled "An act to amend sections 3, 5 and 8 of chapter 1, section 10 of chapter 11 of Act 243 of the Public Acts of 1881, entitled 'An act to revise and consolidate the laws relating to the establishment, opening, improvement and maintenance of highways and private roads, and the building, repairing and preservation of bridges within the State,' approved June 8, 1881," approved May 21, 1901;

With the recommendation that it be referred to the Committee on Judiciary.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ely moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Agricultural Interests:

The Committee on Agricultural Interests report

House bill No. 136 (file No. 77), entitled

A bill to protect ginseng growers and owners and providing a penalty for breaking down, digging, destroying, taking or carrying away any ginseng or ginseng seed;

With the recommendation that the bill pass.

T. D. SEELEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Michigan Employment Institution for the Blind:

The Committee on Michigan Employment Institution for the Blind report

Senate bill No. 318, entitled

A bill making appropriations for the Michigan Employment Institution for the Blind, for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for special purposes, and to provide a tax therefor;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

M. H. MORIARTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moriarty moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Gaming Interests:

The Committee on Gaming Interests report  
House bill No. 71, entitled

A bill to amend section 9 of Act 217 of the Public Acts of 1901,  
entitled "An act to revise and amend the laws for the protection of  
game and birds;"

With the recommendation that the bill pass.

S. C. TRAVER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moriarty moved that the rules be suspended, and that the bill be  
placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting  
therefor.

The bill was then read a third time and passed, a majority of all the  
Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Rumer	
Baird	Farr	Linsley	Seeley	
Brown	Fyfe	MacKay	Sheldon	
Cook	Glasgow	Martindale	Smith	
Cropsey	Hayden	Moffatt	Traver	
Curtis	Jenks	Moriarty	Yeomans	
Doherty	Jones	Peek		27

NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting  
therefor, and the bill was ordered to take immediate effect.

By the Committee on State Affairs:

The Committee on State Affairs, to whom was referred the following  
message from the Governor:

Executive Office,  
Lansing, April 6, 1905.

To the President of the Senate:

Sir—I have officially received from Charles T. Harvey, a former res-  
ident of this State, an original map published in 1855-6, entitled "Great  
Railway Connections between Lake Superior and the Gulf of Mexico,"  
with a letter explaining the circumstances and effects of its issue. The  
map possesses great historical interest as connected with national aid  
for extension of railway facilities in Michigan about the middle of the  
nineteenth century.

Its preservation seems very desirable, and I would recommend that  
it be suitably framed and placed in the State Library and that the thanks  
and appreciation of the people of our State for Mr. Harvey's gift be ex-  
pressed by resolutions of the Senate and House of Representatives.

Very respectfully,

FRED M. WARNER,  
Governor.

Report that they have had the same under consideration and in connection therewith submit the following resolutions and recommend their adoption.

Senate Resolution No. 50.

Whereas, The State of Michigan has recently received from Charles T. Harvey, a former resident of this State, an original map published in 1855-6, entitled "Great Railway Connections between Lake Superior and the Gulf of Mexico," possessing great historical interest as connected with national aid for the extension of railway facilities in Michigan about the middle of the nineteenth century; therefore

Resolved, by the Senate (the House of Representatives concurring), That the thanks of the people of Michigan be and hereby are extended to Mr. Harvey for his generous gift, and be it further

Resolved, That the State Board of Auditors be and are hereby directed to have suitably framed and hung in the capitol building said map, and be it further

Resolved, That an engrossed copy of these resolutions be forwarded to Mr. Harvey.

A. J. DOHERTY,  
Chairman.

The question being on concurring in the adoption of the resolutions reported by the committee,

The resolutions were adopted.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 276 (file No. 80), entitled

A bill to prescribe the duties of certain officers of the county of Grand Traverse;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty

Mr. Ely  
Farr  
Fyfe  
Glasgow  
Hayden  
Jenks  
Jones

Mr. Kane  
Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Rumer  
Russell  
Seeley  
Sheldon  
Traver  
Yeomans

27

#### NAYS.

0

The title of the bill was agreed to.



Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 448 (file No. 133), entitled

A bill to amend sections 39 and 40 of Act No. 205 of the Public Acts of 1887, as amended, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being compiler's sections 6128 and 6129 of the Compiled Laws;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 449 (file No. 132), entitled

A bill to amend section 22 of Act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6111 of the Compiled Laws;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 653, entitled

A bill to amend section 3 of act No. 410 of the Local Acts of 1889, entitled "An act to authorize the common council of the city of Alpena to construct or purchase, own and maintain a system of electric light works, and to provide means for constructing or purchasing, maintaining and managing the same," approved May 25, 1889, as amended by act No. 456 of the Local Acts of 1901;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. Kane	Mr. Rumer	
Baird	Farr	Linsley	Russell	
Brown	Fyfe	Mackay	Seeley	
Cook	Glasgow	Martindale	Sheldon	
Cropsey	Hayden	Moffatt	Traver	
Curtis	Jenks	Moriarty	Yeomans	
Doherty	Jones	Peek		27

## NAYS.

0

The title of the bill was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 669, entitled

A bill to attach certain territory to the village of Boyne City in the County of Charlevoix and State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 655, entitled

A bill to authorize the electors of the village of Central Lake, Antrim county, to bond said village for the purposes of constructing a system of water works and an electric lighting plant for said village, and buying the necessary grounds and materials therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 643, entitled

A bill to amend section 2 of act No. 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," the same being section 4809 of the Compiled Laws of 1897, as amended by act No. 35 of the Public Acts of 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 606, entitled

A bill to amend section 1 of chapter 25 of act No. 402 of the Local Acts of 1903, entitled "An act to reincorporate the city of Hastings, and to repeal act No. 216 of the Session Laws of 1871, entitled 'An act to incorporate the city of Hastings,' approved March 11, 1871, as revised and amended by the several acts revisionary and amendatory thereof";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Glasgow moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Doherty	Mr. Kane	Mr. Rumer
Baird	Farr,	Linsley	Russell
Brown	Glasgow	MacKay	Seeley
Cook	Hayden	Martindale	Sheldon
Cropsey	Jenks	Moffatt	Traver
Curtis	Jones	Peck	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

Mr. Glasgow moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 641, entitled

A bill to amend section 7 of act No. 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads, and to prescribe the powers and duties of the officers having charge thereof," as amended by Act No. 251 of the Public Acts of 1897 and act No. 98 of the Public Acts of 1899.

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 353 (file No. 87), entitled

A bill to amend section 11 of act No. 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," being section 2484 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 497 (file No. 137), entitled

A bill to amend section 25 of chapter 7 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," said section being section 2793 of the Compiled Laws of 1897, and relating to the manner of paying expenses for the construction of sewers, drains and water courses in incorporated villages;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 693, entitled

A bill to authorize and empower the common council of the city of Alpena to transfer the sum of \$50,000 of the money received or to be received from sale of bonds issued under act No. 410 of the Local Acts of the year 1899, entitled "An act to authorize the common council of the city of Alpena to construct or purchase, own and maintain a system of electric light works, and to provide means for constructing or

purchasing, maintaining and managing the same," as amended, to the fund for construction of water works, and to use said money to pay the cost of construction of a system of water works for the use of said city of Alpena and the inhabitants thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Rumer
Baird	Farr	MacKay	Seeley
Brown	Glasgow	Martindale	Sheldon
Cook	Hayden	Moffatt	Smith
Cropsey	Jenks	Moriarty	Traver
Curtis	Jones	Peek	Yeomans
Doherty	Kane		

26

NAYS.

0

The title of the bill was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Brown asked and obtained leave of absence for himself from the balance of today's session.

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The following message from the House was also received and read:

House of Representatives.  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 690, entitled

A bill to authorize the city of St. Clair, in the county of St. Clair, and State of Michigan, to grant to any person or persons or to any duly authorized corporation a franchise for the supplying to the city or the

inhabitants thereof, or both, gas or electricity, or both, for illuminating or other purposes for the period of thirty years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Cook	Glasgow	Martindale	Sheldon	
Cropsey	Hayden	Moffatt	Smith	
Curtis	Jenks	Moriarty	Traver	
Doherty	Jones	Peek	Yeomans	
Ely	Kane	Rumer		27

NAYS.

0

The title of the bill was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 36 (file No. 51), entitled

A bill to amend act No. 57 of the Public Acts of the year 1899, of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this State;"

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

Pending the reference of the bill to the Secretary for printing and presentation to the Governor,

The following message from the House was received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the retransmission to the House of the following bill:

Senate bill No. 36 (file No. 51), entitled

A bill to amend act No. 57 of the Public Acts of the year 1899, of the Public Acts of the State of Michigan, entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this State."

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the above entitled bill,

Mr. Baird moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 689, entitled

A bill to authorize the city of Marine City, in the county of St. Clair, and State of Michigan, to grant to any person or persons or to any duly authorized corporation, a franchise for the supplying to the city or the inhabitants thereof, or both, gas or electricity, or both, for illuminating or other purposes for the period of thirty years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Glasgow  
Hayden  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Rumer  
Seeley  
Sheldon  
Smith  
Traver  
Yeomans

25

## NAYS.

0

The title of the bill was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Hayden moved that the Senate take a recess until 3:25 o'clock p. m. The motion prevailed, the time being 3:15 o'clock p. m.

## AFTER RECESS.

3:25 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The Senate resumed the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 694, entitled

A bill to provide the manner of nominating and electing a Highway Commissioner, and for the assessment and levy of taxes for highway purposes in the township of Hampton, Bay county, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.



The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Baird moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Rumer
Baird	Fyfe	MacKay	Seeley
Cook	Glasgow	Martindale	Sheldon
Cropsey	Hayden	Moffatt	Traver
Curtis	Jenks	Moriarty	Yeomans
Ely	Kane		

22

**NAYS.**

0

The title of the bill was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives.  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 611, entitled

A bill to amend act 342 of the Local Acts of 1903, entitled "An act to establish a township road system in the township of Farmington, county of Oakland, and to provide for the raising of funds therefor, and the appointment and election of four township overseers of highways and to prescribe their powers and duties," by adding one new section thereto to be known as section 13;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Rumer
Baird	Fyfe	Linsley	Russell
Cook	Glasgow	MacKay	Seeley
Cropsey	Hayden	Martindale	Sheldon
Curtis	Jenks	Moffatt	Traver
Ely	Jones	Moriarty	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 688, entitled

A bill to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives.  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 657, entitled

A bill to amend section 1 of act No. 433 of the Local Acts of 1901, entitled "An act to authorize the making of special assessments to pay for the construction of drains and sewers in the village of Highland Park in the county of Wayne," as amended by act No. 528 of the Local Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage,

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
 Baird  
 Cook  
 Cropsey  
 Curtis  
 Ely  
 Farr

Mr. Fyfe  
 Glasgow  
 Hayden  
 Jenks  
 Jones  
 Kane

Mr. Linsley  
 MacKay  
 Martindale  
 Moffatt  
 Moriarty  
 Peek

Mr. Rumer  
 Russell  
 Seeley  
 Sheldon  
 Traver  
 Yeomans

25

NAYS.

0

The title of the bill was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit, in accordance with the request of the Senate, the following bill:

Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the Sheriff, Clerk, Treasurer, Register of Deeds, and Deputies of said offices of Genesee county, Michigan, and provide for the collection of all fees and payments of the same to the County Treasurer;

Very respectfully,  
 CHARLES S. PIERCE,  
 Clerk of the House of Representatives.

Mr. Rumer moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Rumer moved to reconsider the vote by which the Senate, on February 28, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Rumer moved to reconsider the vote by which the Senate, on February 28, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Rumer moved that the bill be re-referred to the Committee on Counties and Townships.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 313, entitled

A bill to prohibit the performance of any labor in the dredging out, straightening, widening, or deepening of the Thornapple River in the village of Nashville in the county of Barry, State of Michigan, without the consent of the village council of the village of Nashville;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 70, entitled

A bill to amend act 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section 30;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 18, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 143, entitled

A bill to provide for the payment of salaries to the sheriff, clerk, treasurer, register of deeds and deputies of said offices of Shiawassee county, Michigan, and provide for the collection of all fees and payment of the same to the county treasurer;

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Seeley introduced

Senate bill No. 320, entitled

A bill to amend sections 3, 5, 7, 13 and 17 and to repeal section 14 of act No. 384 of the Local Acts of the State of Michigan for the year 1903, approved April 2, 1903, entitled "An act to provide for the manner of taking testimony before the probate court, justices of the peace and coroners in the county of Oakland, and to provide for the appointment, fix the term of office, and prescribe the duties, liabilities and compensation of a stenographer and assistant stenographer for the said courts; and to repeal act No. 377 of the Local Acts of the State of Michigan for the year 1895."

The bill was read a first and second time by its title and on motion of Mr. Seeley was referred to the Committee on Judiciary.

Mr. Hayden introduced

Senate bill No. 321, entitled

A bill to amend section 14 of Act 133 of the Public Acts of 1879, entitled "An act to establish an institution under the name and style of the Michigan Reform School for Girls," approved May 31, 1879, the same being compiler's section 2214 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and on motion of Mr. Hayden was referred to the Committee on Industrial Home for Girls.

Mr. Kane introduced

Senate bill No. 322, entitled

A bill to amend act No. 185 of the Public Acts of 1897, entitled "An act to provide for the publication of the proceedings of the annual school meeting, and an annual financial statement, in graded school districts in which a newspaper is published, and to provide for the expense thereof, and fixing a penalty for failure to make such publication," being sections 4800 and 4801 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. MacKay introduced

Senate bill No. 323, entitled

A bill to amend sections 8, 9 and 12 of act No. 475 of the Local Acts of 1903, entitled "An act to establish and provide justices' courts in the city of Detroit, and to repeal act No. 426 of the Local Acts of 1901, approved May 13, 1901," approved May 20, 1903.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Martindale introduced

Senate bill No. 324, entitled

A bill to enable the Board of Water Commissioners of the city of Detroit to lay a line of pipe from the terminus of the water pipes of said board at the northerly limits of the village of Highland Park, a distance of 10,000 feet, more or less, to the land to be occupied for State fair grounds.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell	
Baird	Fyfe	MacKay	Seeley	
Cook	Glasgow	Martindale	Sheldon	
Cropsey	Hayden	Moffatt	Smith	
Curtis	Jenks	Moriarty	Traver	
Doherty	Jones	Peek	Yeomans	
Ely	Kane	Rumer		27

#### NAYS.

0

The title of the bill was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Ely introduced

Senate bill No. 325, entitled

A bill to create and establish a State highway department by the appointment of a State highway commissioner and assistants, and defining the powers and duties of the office, and to provide for a system of State co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title, a thousand copies were ordered printed and upon the request of Mr. Ely the bill was referred to the Committee on Roads and Bridges.

---

Mr. Seeley moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President called Mr. Seeley to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House bill No. 463 (file No. 88), entitled

A bill to authorize and empower the Board of State Auditors, the Board of Control, Board of Trustees or governing board of certain state institutions, to make, prescribe and enforce rules and regulations for the care, order and preservation of buildings or property dedicated and appropriated to the public use and the conduct of those coming upon the property thereof; to prescribe penalties for a violation thereof and to repeal all acts or parts of acts inconsistent with the provisions of this act;

Also:

House bill No. 304 (file No. 84), entitled

A bill to amend section 1 of act No. 139 of the Public Acts of the year 1873, entitled "An act to regulate the transportation of nitro-glycerine and other explosive substances," being section 11516 of the Compiled Laws of Michigan of the year 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate and recommend their passage.

T. D. SEELEY,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. MacKay offered the following resolution:  
Senate Resolution No. 51.

Resolved, That the Committee on Elections engaged in the recount of the votes cast for circuit judges in Wayne county be and they are hereby allowed the sum of ten dollars per day each for their expenses while actually engaged in such recount.

The question being on the adoption of the resolution,

Mr. Cook moved to amend the resolution by striking out the word "ten" and inserting in lieu thereof the word "five."

On which motion he demanded the yeas and nays.

The amendment was then not adopted, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Cook	Mr. Hayden	Mr. Linsley	Mr. Seeley	
Ely	Jones	Rumer	Sheldon	
Farr	Kane	Russell		11

NAYS.

Mr. Ashley	Mr. Fyfe	Mr. Moffatt	Mr. Smith	
Baird	Jenks	Moriarty	Traver	
Cropsey	MacKay	Peek	Yeomans	
Curtis	Martindale			14

The question then being on the adoption of the resolution,

Mr. Cook demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Peek	
Baird	Glasgow	Martindale	Seeley	
Cropsey	Jenks	Moffatt	Smith	
Curtis	Kane	Moriarty	Traver	
Doherty				17

NAYS.

Mr. Cook	Mr. Hayden	Mr. Rumer	Mr. Sheldon	
Ely	Jones	Russell	Yeomans	
Farr	Linsley			10

THIRD READING OF BILLS.

House bill No. 463 (file No. 88), entitled

A bill to authorize and empower the Board of State Auditors, the Board of Control, Board of Trustees or governing board of certain state institutions to make, prescribe and enforce rules and regulations for the



care, order and preservation of buildings or property dedicated and appropriated to the public use and the conduct of those coming upon the property thereof; to prescribe penalties for a violation thereof and to repeal all acts or parts of acts inconsistent with the provisions of this act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Russell
Baird	Fyfe	Martindale	Seeley
Cook	Glasgow	Moffatt	Sheldon
Cropsey	Hayden	Moriarty	Smith
Curtis	Jenks	Peek	Traver
Ely	Kane	Rumer	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

House bill No. 304 (file No. 84), entitled

A bill to amend section 1 of act No. 139 of the Public Acts of the year 1873, entitled "An act to regulate the transportation of nitro-glycerine and other explosive substances," being section 11516 of the Compiled Laws of Michigan of the year 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Kane	Mr. Russell
Baird	Fyfe	Linsley	Seeley
Cook	Glasgow	Moffatt	Sheldon
Cropsey	Hayden	Moriarty	Smith
Curtis	Jenks	Peek	Traver
Ely	Jones	Rumer	Yeomans

24

## NAYS.

0

The title of the bill was agreed to.

By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 133, entitled

A bill to authorize corporations organized under the laws of this State for the purpose of producing and supplying electricity for lighting, power or other purposes, to use the highways, streets and other public places within the counties of Emmet and Cheboygan, in this State, for the purposes of their incorporation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell	
Baird	Glasgow	Martindale	Seeley	
Cook	Hayden	Moffatt	Sheldon	
Cropsey	Jones	Moriarty	Smith	
Curtis	Kane	Peek	Traver	
Ely	Linsley	Rumer	Yeomans	
				24

**NAYS.**

0

The title of the bill was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

---

Mr. Smith asked and obtained leave of absence for himself for the balance of this week.

---

Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 4:30 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-THIRD DAY.

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Lansing, Thursday, April 20, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. W. E. Doty, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Ely, Farr, Fyfe, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Sheldon, Traver, Yeomans—22.

The following Senators were absent with leave: Messrs. Heine, Mills, Smith and Van Akin—4.

The following Senators were absent without leave: Messrs. Cook, Doherty, Glasgow, Hayden, Seeley and Woodman—6.

Mr. Curtis asked and obtained leave of absence for Messrs. Hayden and Glasgow, of the Committee on Industrial Home for Girls, from today's and tomorrow's sessions.

Mr. Curtis asked and obtained leave of absence for Mr. Doherty from today's and tomorrow's session, on account of illness.

Mr. Russell moved that leave of absence be granted to the other absentees without leave from today's session.

The motion prevailed.

---

Mr. MacKay asked and obtained leave of absence for himself and for Mr. Peek from tomorrow's session.

Mr. Baird asked and obtained leave of absence for the Committee on Elections from tomorrow's session.

Messrs. Cropsey, Curtis, Fyfe, Kane, Linsley, Martindale, Moriarty, Russell, Traver and Yeomans, asked and obtained leave of absence for themselves, from tomorrow's session.

### MOTIONS AND RESOLUTIONS.

Mr. Curtis moved that when the Senate adjourn today, it stand adjourned until tomorrow at 9 o'clock a. m.

The motion prevailed.

Mr. Curtis moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, April 24, at 9 o'clock p. m.

The motion prevailed.

Mr. Moriarty moved that a respectful message be sent to the Governor asking the return to the Senate of

Senate bill No. 149 enrolled No. 63), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts of for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897.

The motion prevailed.

Mr. Baird moved to take from the table

Senate bill No. 125 (file No. 32), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1881, entitled "An act to authorize and regulate within this State the business of plate glass, accident, live stock, steam boiler and fidelity insurance and to repeal acts Nos. 42 and 72 of the Session Laws of 1877, as amended by act No. 190 of the Public Acts of 1901;

The motion prevailed.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Rumer
Baird	Fyfe	Martindale	Russell
Brown	Jenks	Moffatt	Sheldon
Cropsey	Jones	Moriarty	Traver
Curtis	Kane	Peek	Yeomans
Ely	Linsley		

22

#### NAYS.

0

The title of the bill was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary respectfully requests that

Senate substitute for Senate bill No. 114 and House bill No. 401, entitled

A bill to prohibit the manufacture, sale or offering for sale or giving away of cigarettes, cigarette papers or wrappers, or any substitute there-

for, and to provide a penalty for violations thereof, and to repeal all laws in conflict therewith;

Be printed for the use of the committee.

W. E. BROWN,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Judiciary:

The Committee on Judiciary respectfully requests that  
Senate bill No. 203, entitled

A bill to prohibit the sale, giving away, offering for sale or bringing into the state for the purpose of selling, giving away or otherwise disposing thereof, of any cigarettes, cigarette paper or substitute therefor;

Be printed for the use of the committee.

W. E. BROWN,  
Chairman.

The question being on complying with the request of the committee,  
The request was granted and the bill was ordered printed.

By the Committee on Judiciary:

The Committee on Judiciary report  
House bill No. 353 (file No. 87), entitled

A bill to amend section 11 of act No. 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," being section 2484 of the Compiled Laws of 1897;

With the following amendment thereto:

By striking out of line 1 of section 1 the words "of an" and inserting in lieu thereof the words "of act No. 156 of the Session Laws of 1851."

Recommend that the amendment be concurred in, and that when so amended the bill be referred to the Committee on Roads and Bridges.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Roads and Bridges.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 323, entitled

A bill to amend sections 8, 9 and 12 of act No. 475 of the Local Acts of 1903, entitled "An act to establish and provide justices' courts in the city of Detroit, and to repeal act No. 426 of the Local Acts of 1901, approved May 13, 1901," approved May 20, 1903;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Rumer	
Baird	Fyfe	Martindale	Russell	
Brown	Jenks	Moffatt	Sheldon	
Cropsey	Jones	Moriarty	Traver	
Curtis	Kane	Peek	Yeomans	
Ely	Linsley			22

## NAYS.

0

The title of the bill was agreed to.

Mr. MacKay moved that the bill be ordered to take effect May 1, 1905.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect May 1, 1905.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 280, entitled

A bill to amend act No. 266 of the Public Acts of 1895, approved June 4, 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety, and the safe depositing of assets for which such surety may be liable, and to the charging by fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," by amending the title thereof, and adding two new sections thereto to stand as sections 12 and 13;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Public School:

The Committee on State Public School report

House Joint Resolution No. 66, entitled

Joint Resolution authorizing the board of control of the State Public School to use for other purposes an appropriation made by section 2 of act No. 64 of the Public Acts of 1903, entitled "An act to make appropriations for the State Public School for the fiscal years ending June 30, 1904, and June 30, 1905, and to provide a tax to meet the same," for the purpose of building a grain barn;

With the recommendation that it be referred to the Committee on Finance and Appropriations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the Joint Resolution be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 380 (file No. 105), entitled

A bill to amend section 6 of Chapter 3 of Act 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 2, 1897, the same being compiler's section 4324 of Miller's Compiled Laws of 1897;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

#### REPORTS OF SELECT COMMITTEES.

By the Select Committee appointed to arrange memorial exercises in memory of Ex-Governor Cyrus G. Luce submit the following report:

The Select Committee of the Senate and House of Representatives appointed to arrange a program of exercises in memory of Ex-Governor Cyrus G. Luce make the following recommendation:

That the Senate and House of Representatives convene in joint session in the Hall of the House of Representatives on Tuesday, April 25, at 3:30 o'clock p. m., and that the memorial services be made a special order for that time.

We further recommend that the following order of exercises be adopted:

Invocation.

Address, Hon. Milo D. Campbell.

Music.

Remarks by United States Senator R. A. Alger.

Music.

Remarks by Ex-Governor John T. Rich.

Music.

Remarks by Ex-Governor Aaron T. Bliss.

Music.

Address, Hon. Washington Gardner.

We also respectfully report that we have extended a cordial invitation to Governor Warner to preside, and to the various State Officers and Judges of the Supreme Court to attend and participate in the exercises.

E. B. LINSLEY,  
Chairman Senate Committee.  
JOSEPH GREUSEL,  
Chairman House Committee.

The report was accepted.



The question being on concurring in the adoption of the report,  
The report was adopted and the exercises were made a special order for  
Tuesday, April 25, at 3:30 o'clock p. m.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 661, entitled

A bill to regulate the use of boric acid and borax when employed  
as preservatives in food;

And to inform the Senate that the bill has passed the House and has  
been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respect-  
fully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to  
the Committee on Public Health.

---

Mr. Cook entered the Senate Chamber and took his seat.

---

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 675, entitled

A bill to make the office of sheriff of Muskegon county a salaried  
office, to fix the salary and to provide for determining the number of  
deputy sheriffs and fixing their compensation and to regulate the man-  
agement of the sheriff's office;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respect-  
fully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its  
reference to a committee,

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Rumer	
Baird	Fyfe	Martindale	Russell	
Cook	Jenks	Moffatt	Sheldon	
Cropsey	Jones	Moriarty	Traver	
Curtis	Kane	Peek	Yeomans	
Ely	Linsley			22

## NAYS.

0

The title of the bill was agreed to.

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 680, entitled

A bill to amend section 4 of act No. 481 of the Local Acts of 1901, entitled "An act to organize the township of Millen in the county of Alcona, State of Michigan, into a union school district;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 670, entitled

A bill to organize certain territory within the township of South Arm, Charlevoix county, into a graded school district to be known and described as School District No. 4 of the township of South Arm, with power to elect its officers; to collect all taxes and indebtedness now due or hereafter to become due to school districts No. 4, 5 and 6 within the said township of South Arm, or any of them; to assume and pay

all indebtedness now due or hereafter to become due and owing by the aforesaid school districts, and to perform all contracts to which said school districts or any of them may be a party; and to disorganize the territory now known and described as school districts Nos. 4, 5 and 6 of the township of South Arm;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 698, entitled

A bill to amend section 3 of title 30 of the Local Acts of 1893, entitled "An act to reincorporate the city of Holland;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis

Mr. Elv  
Farr  
Fyfe  
Jenks  
Jones  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Rumer  
Russell  
Sheldon  
Traver  
Yeomans

23

NAYS.

0

The title of the bill was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect. The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 19, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 467 (file No. 136), entitled

A bill to amend section 10 of chapter 258 of the Compiled Laws of 1897, entitled "Fraudulent conveyances and contracts relating to personal property," being compiler's section 9523;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

#### NOTICES.

Mr. MacKay gave notice that at some future day he would ask leave to introduce

A bill to amend section 2 of act No. 161 of the Public Acts of 1885, entitled "An act to establish the Police Court of the city of Detroit," approved June 9, 1885, as amended by act No. 13 of the Public Acts of 1895, approved March 5, 1895.

Mr. MacKay gave notice that at some future day he would ask leave to introduce

A bill to amend section 47 of chapter 12 of an act, entitled "An act to provide a charter for the city of Detroit, approved June 7, 1883, and to repeal all acts and parts of acts in conflict therewith," as amended by act No. 408 of the Local Acts of 1893, approved May 27, 1893.

#### INTRODUCTION OF BILLS.

Mr. Russell introduced

Senate bill No. 326, entitled

A bill making an appropriation for the West Michigan State Fair, of Grand Rapids, Michigan for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Agricultural Interests.

Mr. Traver introduced  
Senate bill No. 327, entitled

A bill to authorize the village of Woodmere in the county of Wayne, and State of Michigan, to establish, construct and maintain a system of public sewers in said village and to issue bonds for the payment therefor.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

---

The President announced that on account of business engagements he would be unable to preside at the balance of today's session and at the sessions of tomorrow and Monday, and that in the absence of the President pro tem. he would appoint Mr. Farr as Acting President.

Mr. Farr took the Chair.

---

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The Acting President called Mr. Baird to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House bill No. 436 (file No. 77), entitled

A bill to protect ginseng growers and owners and providing a penalty for breaking down, digging, destroying, taking or carrying away any ginseng or ginseng seed;

Also:

House bill No. 348 (file No. 81), entitled

A bill to amend sections 1 and 3 of chapter 1 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4639 and 4641 of the Compiled Laws of 1897;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

JOHN BAIRD,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

House bill No. 436 (file No. 77), entitled

A bill to protect ginseng growers and owners and providing a penalty for breaking down, digging, destroying, taking or carrying away any ginseng or ginseng seed;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Jenks	Moffatt	Traver
Cook	Jones	Peek	Yeomans
Cropsey	Kane	Rumer	Acting Pres. Farr
Curtis	Linsley		22

## NAYS.

0

The title of the bill was agreed to.

Mr. Brown moved that the bill be ordered to take effect May 1, 1905.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect May 1, 1905.

House bill No. 348 (file No. 81), entitled

A bill to amend sections 1 and 3 of chapter 1 of act 164 of the Public Acts of 1881, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being sections 4639 and 4641 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Jenks	Moffatt	Traver
Cook	Jones	Moriarty	Yeomans
Cropsey	Kane	Peek	Acting Pres. Farr
Curtis	Linsley	Rumer	23

## NAYS.

0

The title of the bill was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report  
Senate bill No. 297, entitled

A bill to authorize school district No. 7 of the township of Springwells,

county of Wayne, and State of Michigan, to borrow money and issue bonds therefor in the sum of \$50,000, to be used to refund its present bonded and floating indebtedness and to purchase site and build additional school buildings and for furnishing and equipping the same;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Sheldon
Brown	Jenks	Moffatt	Traver
Cook	Jones	Moriarty	Yeomans
Cropsey	Kane	Peek	Acting Pres. Farr
Curtis	Linsley	Rumer	23

NAYS.

0

The title of the bill was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 163 (file No. 46), entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

Mr. Moriarty moved that the Senate take a recess until 3:10 o'clock p. m.

The motion prevailed, the time being 2:55 o'clock p. m.

## AFTER RECESS.

3:10 o'clock p. m.

The Senate was called to order by the Acting President.  
A quorum of the Senate was present.  
The Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 703, entitled

Joint Resolution authorizing and empowering the Governor of the State of Michigan to deed and convey certain land and riparian rights upon and along Carp river, in Marquette county, to the Pioneer Iron Company;

And to inform the Senate that the Joint Resolution has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey

Mr. Ely  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Moffatt  
Moriarty  
Peek

Mr. Rumer  
Traver  
Yeomans  
Acting Pres. Farr  
19

## NAYS.

0

The title of the Joint Resolution was agreed to.



Mr. Moriarty moved that the Joint Resolution be laid on the table.  
The motion prevailed.

---

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 20, 1905.

To the President of the Senate:

Sir—In compliance with the request of the Senate therefor, I herewith return

Senate bill No. 149 (enrolled No. 63), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897.

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Moriarty moved that the bill be laid on the table.  
The motion prevailed.

---

Mr. Rumer asked and obtained leave of absence for Mr. Sheldon from tomorrow's session.

---

The Secretary submitted the following report:

Lansing, Mich., April 20, 1905.

To the President of the Senate:

Sir—

Senate bill No. 307 (enrolled No. 72);

Also:

Senate bill No. 308 (enrolled No. 73);

Also:

Senate substitute for Senate Joint Resolutions Nos. 62 and 180 (enrolled No. 74);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

Mr. Ashley moved that the Senate adjourn.

The motion prevailed, the time being 3:15 o'clock p. m.

The Acting President declared the Senate adjourned until tomorrow at 9 o'clock a. m. .

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-FOURTH DAY.

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Lansing, Friday, April 21, 1905.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the Acting President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Ely, Rumer and Acting President Farr—4.

The following Senators were absent with leave: Messrs. Baird, Brown, Cook, Cropsey, Curtis, Doherty, Fyfe, Glasgow, Hayden, Heine, Jenks, Kane, Linsley, MacKay, Martindale, Mills, Moriarty, Peek, Russell, Sheldon, Smith, Traver, Van Akin, Yeomans—24.

The following Senators were absent without leave: Messrs. Jones, Moffatt, Seeley and Woodman—4.

The Acting President announced that there was not a quorum of the Senate present.

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Mr. Rumer moved that the Senate adjourn.

The motion prevailed, the time being 9:03 o'clock a. m.

The Acting President declared the Senate adjourned until Monday, April 24, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-FIFTH DAY.

---

Lansing, Monday, April 24, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Baird, Brown, Cook, Cropsey, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Seeley, Sheldon, Smith, Traver, Yeomans and the President pro tem.—25.

The following Senator was absent with leave: Mr. Van Akin.

The following Senators were absent without leave: Messrs. Ashley, Curtis, Doherty, Jenks, Russell and Woodman—6.

Mr. Sheldon move that leave of absence be granted to the absentees from today's session.

The motion prevailed.

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Mr. Baird asked and obtained indefinite leave of absence for Mr. Doherty on account of illness.

### PRESENTATION OF PETITIONS.

No. 117. By Mr. Rumer: The following communication was received, read and ordered spread on the Journal.

Flint, Mich., April 18, 1905.

To the President and Members of the Senate of the State of Michigan:

Gentlemen—The following preamble and resolution was unanimously adopted at a regular meeting of the common council of the city of Flint, held at the council chamber on Monday evening, April 17, 1905.

"Whereas, The fiftieth anniversary of the incorporation of the city of Flint is to be celebrated under the designation of the Golden Jubilee and Old Home Coming Reunion on the 7th and 8th of June next; and

"Whereas, We have the positive acceptance of the vice president of the

United States, Hon. Chas. W. Fairbanks, to deliver an address at the laying of the corner stone of the new federal building; also the positive acceptance of Mr. Justice Brown of the supreme court of the United States, who will deliver an address at the dedication of the new court house, and

"Whereas, United States Senators Russell A. Alger and Julius C. Burrows have consented to be present; also the Governor of Michigan and his staff; the members of the supreme court of the State of Michigan; Hon. James B. Angell, president of the Michigan University; Bishop John S. Foley of Detroit; and many other distinguished citizens; and

"Whereas, It appears fitting and proper on an occasion of such historical moment, dignified by the presence of representatives of the executive and judicial branches of the national and state governments, that the legislature of the state, if then in session, should be present; therefore be it

"Resolved, That an invitation be extended by this council for and in behalf of the city of Flint to the President and members of the Senate of this state, and to the Speaker and members of the House of Representatives, to honor this celebration by their presence in a body, at the ceremony of the laying of the corner stone of the new federal building by the grand lodge F. & A. M. of the State of Michigan.

"D. D. AITKIN, Mayor.

"D. E. NEWCOMBE, Clerk.

"I hereby certify that I have compared the foregoing resolution with the original on file in my office and that the same is a true copy thereof.

"D. E. NEWCOMBE, City Clerk."

"Pursuant to the above resolution, we hereby extend to the President and members of the Senate of the State of Michigan, a cordial invitation to be present and assist us in celebrating the fiftieth anniversary of the incorporation of the city of Flint. The corner stone of the new federal building will be laid with Masonic honors at 11 o'clock a. m., Wednesday June 7, 1905, at which ceremony it is sincerely hoped your honorable body will grant us the distinguished favor of your presence.

"Most respectfully yours,

"BRUCE J. MACDONALD,

"Chairman Invitation Committee."

No. 118. By Mr. Linsley: Petition of John Culbertson and 8 other citizens of Lockport, protesting against the repeal of the mortgage tax law.

The petition was referred to the Committee on Taxation.

No. 119. By Mr. Cook: Petition of H. P. Shane and 36 other citizens of Bancroft, favoring the passage of the so-called Turner bill relative to the practice of optometry.

The petition was referred to the Committee on State Affairs.

No. 120. By Mr. Sheldon: Petition of H. Walsh and 54 other citizens of Ottawa county, on the same subject.

Same reference.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 628, entitled

A bill to grant to the common council of the city of Petoskey additional powers in regard to the assessment and collection of paving taxes;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 608, entitled

A bill to authorize and enable the city of Ann Arbor to build, construct and install a garbage crematory or plant, to purchase land, machinery and appurtenances therefor and to raise the money for such purpose by a tax or loan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 365, entitled

A bill to detach certain territory from the township of Ecorse in the



county of Wayne and attach the same to the city of Wyandotte in said county, and to apply and make operative in said territory all statutes and laws now or hereafter made applicable to and operative in said city;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 609, entitled

A bill to amend sections 69, 136, 137, 171, of act No. 331 of the Local Acts of Michigan of 1889, entitled "An act to reincorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto," approved March 15, 1889, as amended and revised by the several acts amendatory and revisionary thereof, and to add twelve new sections to be known as sections 118a, 118b, 118c, 118d, 118e, 118f, 118g, 118h, 118i, 118j, 118k and section 124a;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 575, entitled

A bill to detach certain territory from the city of Omer, and attach the same to the township of Arenac, Arenac county, Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 572, entitled

A bill to provide for the lawful taking of cisco fish in the waters of Corey lake, in St. Joseph county;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read :

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 196, entitled

A bill to provide for the collection of taxes and accounting therefor and for the payment of a salary to the township treasurer of the township of Calumet, county of Houghton, State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take effect the first Monday in April, 1906.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Hayden	Mr. Martindale	Mr. Seeley
Brown	Heine	Mills	Sheldon
Cook	Jones	Moffatt	Smith
Cropsey	Kane	Moriarty	Traver
Ely	Linsley	Peek	Yeomans
Farr	MacKay	Rumer	President pro tem
Fyfe			25

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take effect the first Monday in April, 1906.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect the first Monday in April, 1906.

The following message from the House was also received and read:

House of Representatives.  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 48, entitled

A bill to provide for the lawful taking of white fish in the waters of Torch Lake in the counties of Antrim and Kalkaska, Michigan, by means of a spear;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives.  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 701, entitled

A bill to authorize and empower the board of trustees of the public schools of Highland Park, Wayne county, Michigan, to borrow \$12,000 for the purpose of building an additional school, remodeling the old school and to issue bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 107, entitled

A bill to repeal act No. 104 of the Public Acts of the State of Michigan, for the year 1899, entitled "An act for the protection of fish in the Kalamazoo river and its tributaries, in the townships of Saugatuck and Manlius in the county of Allegan, as amended by act No. 93 of the Public Acts of the State of Michigan, for the year 1903," entitled 'An act to amend the title and sections 1 and 2 of act No. 104 of the Public Acts of 1899,' entitled 'An act for the protection of fish in the Kalamazoo river and its tributaries in the townships of Saugatuck and Manlius in the county of Allegan;'"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 705, entitled

A bill to prevent hunting for game on Sunday in the townships of Green Oak, Hamburg and Putnam in the county of Livingston, to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

And to inform the Senate that the bill has passed the House, and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 331, entitled

A bill to amend Act No. 107 of the Public Acts of 1901, entitled "An act to prohibit the catching, killing or destroying of fish with seines or any species of continuous nets or with any form of spear or trap in any manner whatsoever, except with hook and line, in the waters of Silver Lake, or in the channel leading from said Silver Lake to Lake Michigan, in the township of Golden, Oceana county, Michigan, and providing a penalty therefor;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 46 (file No. 126), entitled

A bill regulating the taxation of steam vessels, sailing vessels, boats and other water craft;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 715, entitled

A bill to amend section 12 of chapter 11 of an act, entitled "An act to provide a charter for the city of Detroit, and to repeal all acts and parts of acts in conflict therewith," approved June 7, 1883;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 330 (file No. 181), entitled

A bill making appropriations for building and special purposes for the State House of Correction and Branch Prison, Upper Peninsula, for the fiscal year ending June 30, 1906, and to provide a tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Prison at Marquette.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 407 (file No. 186), entitled

A bill making appropriations for the Michigan School for the Blind for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on School for the Blind.

The following message from the House was also received and read:

House of Representatives.  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 563 (file No. 141), entitled

A bill to prevent hunting for game on Sunday, in Kent county, to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives.  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 388 (file No. 145), entitled

A bill to amend section 56 of chapter 77 of the Revised Statutes of 1846, entitled "Of the sale of lands for the payment of debts by executors, administrators and guardians, as added by act 127 of the Public Acts of 1895 and by act 235 of the Public Acts of 1899, being section 9133 of the Compiled Laws of 1897, as amended by act 204 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 263 (file No. 146), entitled

A bill to amend section 6 of chapter 33, being compiler's section 651 of the Compiled Laws of 1897, the same being an act defining the jurisdiction, powers and procedure of probate courts;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 389 (file No. 147), entitled

A bill to amend section 26 of chapter 78 of the Revised Statutes of 1846, entitled "Of the sale of lands of minors and other persons under guardianship, and securing the proceeds for their use," as added by act 128 of the Public Acts of 1895 and by act 236 of the Public Acts of 1899, being section 9166 of the Compiled Laws of 1897, as amended by act 207 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 250 (file No. 152), entitled

A bill to amend section 1, act No. 56 of the Session Laws of 1903, entitled "An act to provide for the better drainage of highways in certain cases";



And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 21, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 718, entitled

A bill to create a new voting precinct in the township of Stambaugh, in the county of Iron, to be denominated and known as election precinct No. 3 of said township;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Hayden	Mr. Martindale	Mr. Seeley
Brown	Heine	Mills	Sheldon
Cook	Jones	Moffatt	Smith
Cropsey	Kane	Moriarty	Traver
Ely	Linsley	Peek	Yeomans
Farr	MacKay	Rumer	Presidentprotem
Fyfe			25

#### NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 719, entitled

A bill to amend sections 175 and 258 of act 379 of the Local Acts of Michigan for the year 1895, entitled "An act to incorporate the city of Charlotte and to repeal act 250 of the Session Laws of Michigan for the year 1871, entitled 'An act to incorporate the city of Charlotte,' approved March 29, 1871, and all amendments thereof";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Hayden	Mr. Martindale	Mr. Seeley
Brown	Heine	Mills	Sheldon
Cook	Jones	Moffatt	Smith
Cropsey	Kane	Moriarty	Traver
Ely	Linsley	Peek	Yeomans
Farr	MacKay	Rumer	President pro tem
Fyfe			25

#### NAYS.

0

The title of the bill was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the retransmission to the House of the following bill:

Senate bill No. 149 (file No. 36), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the bill,

Mr. Fyfe moved to take from the table the above entitled bill.

The motion prevailed.

Mr. Fyfe moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Fyfe then moved to reconsider the vote by which the Senate, on February 28, ordered the above entitled bill to take immediate effect.

The motion prevailed.

The question being on the motion that the bill be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Fyfe then moved to reconsider the vote by which the Senate, on February 28, passed the above entitled bill.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question being on the passage of the bill,

Mr. Fyfe moved that the bill be returned to the House in accordance with the request of the House therefor.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-return to the Senate the following bill:

Senate bill No. 36 (file No. 51), entitled

A bill to amend act No. 57 of the Public Acts of the year 1899 of the Public Acts of the State of Michigan entitled "An act to provide for the protection of the health, lives and interests of the coal miners of Michigan, and to provide for the inspection of all coal mines in this State;"

And to inform the Senate that the House has concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 324, entitled

A bill to enable the board of water commissioners of the city of Detroit to lay a line of pipe from the terminus of the water pipes of said board at the northerly limits of the village of Highland Park, a distance of ten thousand feet, more or less, to the land to be occupied for State Fair grounds;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 288, entitled

A bill to empower the city of Detroit to borrow money for the purpose of constructing a subway on the line of the boulevard extended south of Visgar street across the right of way and under the tracks of the Wabash, St. Louis & Pacific and Lake Shore & Michigan Southern railways, the Grand Trunk railway of Canada, and the Bay City division of the Michigan Central Railroad Company;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 159 (file No. 62), entitled

A bill to amend section 4 of act No. 53 of the Public Acts of 1901, entitled "An act for the organization of Corporate Congregational Churches;"

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 158 (file No. 39), entitled

A bill to amend section 1 of chapter 8, of act No. 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 4728 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read :

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act No. 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of

schools, for the appointment of school examiners, to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," being section 4811 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 20, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate Resolution No. 50.

Whereas, The State of Michigan has recently received from Charles T. Harvey, a former resident of this State, an original map published in 1855-6, entitled "Great Railway Connections between Lake Superior and the Gulf of Mexico," possessing great historical interest as connected with national aid for the extension of railway facilities in Michigan about the middle of the nineteenth century; therefore

Resolved, by the Senate (the House of Representatives concurring), That the thanks of the people of Michigan be, and hereby are extended to Mr. Harvey for his generous gift, and be it further

Resolved, That the State Board of Auditors be and hereby are directed to have suitably framed and hung in the capitol building said map, and be it further

Resolved, That an engrossed copy of these resolutions be forwarded to Mr. Harvey;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

#### NOTICES.

Mr. Fyfe gave notice that at some future day he would ask leave to introduce

A bill to revise the charter of the city of Grand Rapids.

Mr. Martindale gave notice that at some future day he would ask leave to introduce

A bill to amend sections 3, 5 and 6 of "An act, to provide for the incorporation of baseball clubs or companies," approved June 6, 1883, being compiler's section 7676, 7678, 7679 of the Compiled Laws of 1897.

## INTRODUCTION OF BILLS.

Mr. Fyfe (by request) introduced  
Senate bill No. 328, entitled

A bill to amend section 11 of chapter 141 of the Revised Statutes of 1846, entitled "Of the punishment of fraudulent debtors," said section being compiler's section 9563 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Smith introduced  
Senate bill No. 329, entitled

A bill to authorize the board of supervisors of the county of Houghton, in this State, to borrow money upon the bonds of said county, for the purpose of repairing and reconstructing the draw span of the Portage Lake Bridge and for doing any other work made necessary by such repairing and reconstructing.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Hayden	Mr. Martindale	Mr. Seeley
Brown	Heine	Mills	Sheldon
Cropsey	Jones	Moffatt	Smith
Ely	Kane	Moriarty	Traver
Farr	Linsley	Peek	Yeomans
Fyfe	MacKay	Rumer	President pro tem
			24

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. MacKay introduced  
Senate bill No. 330, entitled

A bill to provide for the incorporation of the Social Order of Moose of the State of Michigan.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

Mr. Moriarty introduced  
Senate bill No. 331, entitled

A bill to authorize the township board of the township of Hematite, in the county of Iron, to establish, equip and maintain a fire department

in said township; to provide a water supply for said department and the inhabitants of said township; to borrow money for the purpose of establishing and equipping said fire department and to issue the negotiable bonds of said township therefor, and to appropriate certain moneys to maintain said fire department and water supply.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Hayden	Mr. Mills	Mr. Seeley
Brown	Jones	Moffatt	Sheldon
Cropsey	Kane	Moriarty	Traver
Ely	Linsley	Peek	Yeomans
Farr	Mackay	Rumer	President pro tem
Fyfe	Martindale		22

## NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Moriarty introduced

Senate bill No. 332, entitled

A bill authorizing the board of control of the State House of Correction and Branch Prison of the Upper Peninsula to purchase land for the use and benefit of the State House of Correction and Branch Prison of the Upper Peninsula; to make an appropriation therefor and provide for a tax to meet same.

The bill was read a first and second time by its title and referred to the Committee on State Prison at Marquette.

Mr. Moriarty introduced

Senate bill No. 333, entitled

A bill to authorize the village of Iron River, in the county of Iron and State of Michigan, to borrow money and issue bonds therefor, the proceeds of which are to be used to acquire by purchase, or to construct, operate and maintain independently or in connection with the water works of the said village, either within or without the said village, a power and heating plant and works for the purpose of supplying said village and the inhabitants thereof and other persons, or any of them, with power and heat and electric or other lights.

The bill was read a first and second time by its title, and pending its reference to a committee,



Mr. Moriarty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Hayden	Mr. Mills	Mr. Sheldon
Brown	Jones	Moffatt	Smith
Cropsey	Kane	Moriarty	Traver
Ely	Linsley	Peek	Yeomans
Farr	MacKay	Rumer	President pro tem
Fyfe	Martindale	Seeley	23

## NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Baird moved that there be a call of the Senate.  
The motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senator was reported absent without leave: Mr. Heine.

Mr. Baird moved that the Sergeant-at-Arms be dispatched after the absentee.

The motion prevailed.

Mr. Farr moved that the Senate proceed with the regular order of business under the call.

The motion prevailed.

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By unanimous consent the Senate returned to the order of

## MOTIONS AND RESOLUTIONS.

Mr. Moriarty moved to take from the table

House Joint Resolution No. 703, entitled

Joint Resolution authorizing and empowering the Governor of the State of Michigan to deed and convey certain land and riparian rights upon and along Carp river, in Marquette county, to the Pioneer Iron Company.

The motion prevailed.

Mr. Moriarty moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

---

Mr. Jones moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Jones to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

#### I.

Senate bill No. 163 (file No. 46), entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

The committee of the whole have also had under consideration the following:

#### II.

Senate bill No. 276 (file No. 119), entitled

A bill to amend section 9 of act No. 132 of the Public Acts of 1903, entitled "An act empowering the State Board of Health to determine the qualifications necessary, examine and license persons qualified to practice the art of embalming and regulate the practice of embalming dead human bodies, and to repeal act No. 233 of the Public Acts of 1901."

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

#### III.

House bill No. 380 (file No. 105), entitled

A bill to amend section 6 of chapter 3 of act No. 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 2, 1897, the same being compiler's section No. 4324 of Miller's Compiled Laws of 1897;

And have directed their chairman to report the same back to the

Senate, but not having completed the consideration thereof, report progress and ask leave to sit again.

GEO. N. JONES,  
Chairman.

The report was accepted.

The bill named in part I of the report was placed on the order of Third Reading of Bills.

Mr. Jones moved that the Senate concur in the amendment made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Jones moved that the Senate concur in the recommendation of the committee regarding the bill named in part III of the report.

The motion prevailed.

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Mr. Smith moved that all further proceedings under the call be dispensed with.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., April 24, 1905.

To the President of the Senate:

Sir—

Senate bill No. 170 (file No. 60, enrolled No. 65);

Also:

Senate bill No. 313 (enrolled No. 75);

Also:

Senate bill No. 143 (enrolled No. 76);

Also:

Senate bill No. 70 (enrolled No. 77).

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Smith moved that the Senate adjourn.

The motion prevailed, the time being 10:30 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SIXTY-SIXTH DAY.

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Lansing, Tuesday, April 25, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Yeomans, President pro tem.—29.

The following Senator was absent with leave: Mr. Doherty.

The following Senators were absent without leave: Messrs. Jenks and Woodman—2.

Mr. Fyfe moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### MOTIONS AND RESOLUTIONS.

Mr. Mills moved that a respectful message be sent to the Governor, asking the return to the Senate of Senate substitute for

Senate Joint Resolutions Nos. 62 and 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States Government in the same, and other purposes, connected therewith, and making an appropriation therefor;

The motion prevailed.

### REPORTS OF STANDING COMMITTEES.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 701, entitled

A bill to authorize and empower the board of trustees of the public schools of Highland Park, Wayne county, Michigan, to borrow \$12,000

for the purpose of building an additional school, remodeling the old school and to issue bonds therefor;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President protem
			28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Asylum for Insane at Newberry:

The Committee on Asylum for Insane at Newberry report  
Senate bill No. 82, entitled

A bill making appropriations for the Upper Peninsula Hospital for the Insane at Newberry, for the biennial period ending June 30, 1906, for building and special purposes, and to provide for a tax to meet the same.

With the following amendments thereto:

1. By striking out section 1 and inserting in lieu thereof the following to stand as such section:

“Section 1. That there be and hereby is appropriated for the Upper Peninsula Hospital for the Insane, at Newberry, the sum of \$35,375 from the general fund of the state treasury, not otherwise appropriated, to be expended therefor by amounts and purposes as follows: For one cottage, \$23,000; for furnishing same, including present administration building, \$2,500; for one cloister, \$1,300; for wire screens for present administration building, \$275; for central heating extension, \$1,200; for farm machinery, \$500; for one hog house, \$300; for addition to laundry machinery, \$1,400; for one 100-kilowatt generator and engine, \$2,300; for one bake oven, \$2,000; for one bread moulder, \$600.”

2. By striking out of line 6 of section 2 the words “one hundred fifty-eight thousand nine hundred seventy” and inserting in lieu thereof the words “thirty-five thousand three hundred seventy-five.”

3. By striking out of line 3 of section 4 the words "one hundred fifty-eight thousand nine hundred seventy" and inserting in lieu thereof the words "thirty-five thousand three hundred seventy-five."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jones moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 655, entitled

A bill to authorize the electors of the village of Central Lake, Antrim county, to bond said village for the purposes of constructing a system of water works and an electric lighting plant for said village, and buying the necessary grounds and materials therefor;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem

28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the Sheriff, Clerk, Treasurer, Register of Deeds and Deputies of said offices of Genesee county, Michigan, and provide for the collection of all fees and payments of the same to the County Treasurer;

With the accompanying substitute therefor, having the same title.

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	Presidentprotem
Farr			29

#### NAYS.

0

The title of the bill was agreed to.

Mr. Rumer moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 583, entitled

A bill to provide for the election of a county drain commissioner in the county of Lenawee;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem
			28

## NAYS.

0

The title of the bill was agreed to.

By the Committee on Public Health:

The Committee on Public Health report

Senate bill No. 310, entitled

A bill to provide for the examination, regulation, licensing and registration of nurses, and for the punishment of offenders against this act;

With the following amendments thereto:

1. By inserting in line 5 of section 4 after the word "clerk" the words "of the county in which said applicant resides."

2. By inserting in line 7 of section 4 after the word "registration" the words "Every registered nurse who desires to continue the practice of his or her profession, shall annually, after the expiration of the first year of his or her registration, during the time he or she shall continue in such practice, on such date as the board of registration of nurses may determine, pay to said board a registration fee of \$1, for which he or she shall receive a renewal of said registration."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

C. L. GLASGOW,  
Chairman.

The report was accepted and the committee discharged.

Mr. Glasgow moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 628, entitled

A bill to grant to the common council of the city of Petoskey additional powers in regard to the assessment and collection of paving taxes;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Curtis moved that the rules be suspended, and that the bill be placed on its immediate passage.



The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Hayden	Mills	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President protem

28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Seeley moved that the Senate resolve itself into

#### EXECUTIVE SESSION.

The motion prevailed, the time being 2:20 o'clock p. m.

The executive session closed, the time being 2:25 o'clock p. m.

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The Senate resumed the regular order of business.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 722, entitled

A bill to divide the township of St. Charles, Saginaw county, State of Michigan, into two voting precincts, and provide for the registration of electors and the manner of conducting elections therein;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read :

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 536 (file No. 160), entitled

A bill relative to agreements, contracts and combinations in restraint of trade or commerce;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 447 (file No. 99), entitled

A bill to amend section 32 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6121 of the Compiled Laws;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 153 (file No. 144), entitled

A bill to amend act No. 186 of the Public Acts of 1895, entitled "An act to provide for the examination of witnesses in open court in causes in chancery, and for the settlement of the evidence taken upon such examination and hearing and for the settlement of a case where the evidence is taken before a circuit court commissioner," the same being section 10188 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second times by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 481 (file No. 140), entitled

A bill to amend sections 140 and 142 of act No. 206 of the Public Acts of 1893, as amended by acts 25, 154, 162 and 229 of 1895; acts 206, 214, 224, 225, 229, 240 and 261 of 1897; acts 31, 32, 83, 97, 107, 154, 169, 204, 215, 239, 262 and 264 of 1899; acts 39, 44, 46, 128, 129, 130, 141, 174 and 193 of 1901; and acts 28, 80, 83, 84, 235 and 236 of 1903, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act," and to add a new section thereto to stand as section 142a;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 472 (file No. 159), entitled

A bill to amend sections 1 and 7 of act No. 171, Public Acts of 1893, entitled "An act to regulate the construction of the tracks of railroads and street railroads across each other, and the stringing of wires, electric or other, over railroad tracks, and relative to the maintenance of such tracks heretofore so constructed, and wires heretofore so strung," the same being section 6349, Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Railroads.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 473 (file No. 158), entitled

A bill to amend section 7 of act 198 of the Public Acts of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this state, being section 6232, Compiled Laws of 1897, as amended by acts Nos. 180 and 266 of the Public Acts of 1899 and by acts Nos. 80 and 153 of the Public Acts of 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives.  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 445 (file No. 164), entitled  
Joint Resolution in behalf of Dwight Cummins, directing the payment of unpaid State bounty;

And to inform the Senate that the Joint Resolution has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 499 (file No. 157), entitled

A bill to provide for voting by mail by members of certain alumni associations;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked:

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Cropsey moved that the rules be suspended, and that the bill be placed at the head of the General Order for today.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 332 (file No. 156), entitled

A bill to regulate the use of artesian and other wells; to prevent the waste of waters therefrom, and provide a remedy therefor:

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 258 (file No. 155), entitled

A bill to provide for the exercise by religious societies of corporate powers for certain purposes;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 335 (file No. 154), entitled

A bill to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold, and to prohibit the sale or giving away of intoxicating liquors within 100 rods of any public school within the State of Michigan, the provisions of the act not to apply to incorporated cities and villages, nor to druggists who sell for chemical, scientific, medicinal, mechanical or sacramental purposes only;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 552 (file No. 153), entitled

A bill to provide for the office of superintendent of drains for the county of Muskegon and to abolish the office of drain commissioner in said county, and to provide for the establishing, laying out and constructing of drains and cleaning out, opening and repairing the same in the county of Muskegon, and to repeal such portions of the present drain law as is in conflict with this act;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
April 21, 1905.

To the President of the Senate:

Sir—I am instructed by the House respectfully to request the re-transmission to the House of the following bill:

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," being section 4811 of the Compiled Laws of 1897;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House for the return of the above entitled bill,

Mr. Seeley moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 12 (file No. 50), entitled

A bill to amend section 13 of act No. 35 of the Public Acts of Michigan for the year 1867, as amended by act No. 12 of the Public Acts of Michigan for the year 1893, and act No. 234 of the Public Acts of Michigan for the year 1901, being section 6446 of the Compiled Laws of 1897;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 7 of section 13 the word "and" and inserting after the word "above" the words "or under;"

2. By striking out of line 10 of section 13 the word "or" and inserting after the word "above" the words "or under;"

3. By striking out of line 14 of section 13 the word "and" and inserting in lieu thereof after the word "above" the words "or under";

4. By striking out of line 21 of section 13 the word "and" and inserting in lieu thereof after the word "above" the words "or under";

5. By striking out of line 27 of section 13 the word "or" and inserting in lieu thereof after the word "above" the words "or under";

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Mills	Mr. Sheldon
Baird	Farr	Moriarty	Smith
Brown	Fyfe	Peek	Traver
Cook	Hayden	Rumer	Van Akin
Cropsey	Heine	Russell	Yeomans
Curtis	Martindale	Seeley	President pro tem

24

NAYS.

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The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 34 (file No. 26), entitled

A bill to establish a board of accountancy, to provide for the granting



of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of lines 1 and 2 of section 1 the words "citizen of the United States or any person who has declared his intention of becoming such citizen." and inserting in lieu thereof the word "person."

2. By striking out of line 1 of section 2 the words "The passage of this act" and inserting in lieu thereof the words "this act takes effect."

3. By adding a new section to stand as section 7 and to read as follows:

Section 7. Every person, having been granted a certificate under the provisions of this act shall give a \$5,000 bond to the Secretary of State before entering upon his duties, for the faithful performance of the same.

And that in the passage of the bill, as thus amended, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Ashley moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Fyfe	Moriarty	Smith
Brown	Hayden	Peek	Traver
Cook	Heine	Rumer	Van Akin
Cropsey	Jones	Russell	Yeomans
Curtis	Kane	Seeley	President pro tem
Ely	Martindale		26

#### NAYS.

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The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 149 (file No. 36), entitled

A bill to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purpose of summer resorts or for ornament, recreation or amusement, and to repeal all

laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638, inclusive, of the Compiled Laws of 1897;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of line 16 of section 10 the words "five thousand," and inserting in lieu thereof the words "one thousand."

2. By adding to section 10 the following proviso: "Provided, That in the county of Emmet the board of directors may authorize any expenditure or incur any liability on behalf of such corporation to an amount not exceeding \$5,000 in any one year."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Mills	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Peek	Traver
Cook	Helne	Rumer	Van Akin
Cropsey	Jones	Russell	Yeomans
Curtis	Kane	Seeley	President pro tem
Ely	Martindale		26

NAYS.

0

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 329, entitled

A bill to authorize the board of supervisors of the county of Houghton, in this State, to borrow money upon the bonds of said county, for the purpose of repairing and reconstructing the draw span of the Portage Lake Bridge and for doing any other work made necessary by such repairing and reconstructing;

And to inform the Senate that in the passage of the bill, the House has

concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 333, entitled

A bill to authorize the village of Iron River, in the county of Iron, and State of Michigan, to borrow money and issue bonds therefor, the proceeds of which are to be used to acquire by purchase, or to construct, operate and maintain independently or in connection with the water works of the said village, either within or without the said village, a power and heating plant and works for the purpose of supplying said village and the inhabitants thereof and other persons, or any of them, with power and heat and electric or other lights;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 25, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 331, entitled

A bill to authorize the township board of the township of Hematite, in the county of Iron, to establish, equip and maintain a fire department in said township; to provide a water supply for said department and the inhabitants of said township; to borrow money for the purpose of establishing and equipping said fire department and to issue the negotiable bonds of said township therefor, and to appropriate certain moneys to maintain said fire department and water supply;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 24, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 233( file No. 81), entitled

A bill to provide for the incorporation of Knights of Pythias Associations;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

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By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. MacKay moved to discharge the Committee on Education and Public Schools from the further consideration of

House bill No. 335 (file No. 154), entitled

A bill to prohibit the maintenance of saloons or other places of entertainment in which intoxicating liquors are sold, and to prohibit the sale or giving away of intoxicating liquors within one hundred rods of any public school within the State of Michigan, the provisions of the act not to apply to incorporated cities and villages, nor to druggists who sell for chemical, scientific, medicinal, mechanical or sacramental purposes only.

The motion prevailed.

Mr. MacKay moved that the bill be referred to the Committee on Liquor Traffic.

The motion prevailed.

## NOTICES.

Mr. Mills gave notice that at some future day he would ask leave to introduce

A bill to amend an act, entitled "An act to reincorporate the city of Menominee, to provide for the election and appointment of officers therein, and to repeal act No. 228 of the Session Laws of 1883, entitled 'An act to incorporate the city of Menominee,' and to repeal act No. 281 of the Session Laws of 1891, entitled 'An act to revise and amend the charter of the city of Menominee,' being act 228 of the Session Laws of 1883, entitled 'An act to incorporate the city of Menominee,' approved April 9, 1891, and all amendments thereto.'" approved May 22, 1901, as amended by act No. 417 of the Local Acts of 1903.

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Mr. Smith moved that the Senate take a recess until 2:55 o'clock p. m. and that Ex-Senator Andrew Campbell be invited to address the Senate.

The motion prevailed, the time being 2:45 o'clock p. m.

## AFTER RECESS.

2:55 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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The Senate resumed the regular order of business.

## INTRODUCTION OF BILLS.

Mr. Brown introduced  
Senate bill No. 334, entitled

A bill to amend section 11 of chapter 118 of the Revised Statutes of 1846, being chapter 300 and section 10862 of the Compiled Laws of 1897, relative to the voluntary dissolution of corporations, and of the abatement of suits by and against them.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Brown moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President protom
			28

## NAYS.

0

The title of the bill was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Fyfe introduced

Senate bill No. 335, entitled

A bill to provide a system for the disposing of the sewage at the Soldiers' Home and vicinity, and to authorize the construction of a sewer from the north city limits of Grand Rapids to and upon the Soldiers' Home grounds, and to make appropriation therefor.

The bill was read a first and second time by its title and referred to the Committee on Soldiers' Home.

Mr. Mills introduced

Senate bill No. 336, entitled

A bill to authorize the township of Stephenson, in the county of Menominee and State of Michigan, to issue and sell bonds to an amount not exceeding \$5,000 for the purpose of obtaining money with which to pay outstanding indebtedness.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Mills moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Fyfe	Mills	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Heine	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President protom
			28

## NAYS.

0

The title of the bill was agreed to.

Mr. Mills moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Russell introduced

Senate bill No. 337, entitled

A bill to prevent the fraudulent sale, and advertising for sale, of merchandise, and to punish the violation thereof.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Martindale, previous notice having been given and leave being granted, introduced

Senate bill No. 338, entitled

A bill to amend sections 3, 5 and 6 of "An act to provide for the incorporation of baseball clubs or companies," approved June 6, 1883, being compiler's sections 7676, 7678, 7679 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

Mr. Russell introduced

Senate bill No. 339, entitled

A bill to amend section 5 of act No. 125 of the Laws of 1851, entitled "An act to amend chapter 114 of the Revised Statutes, entitled 'Of Proceedings against Debtors by Attachment,'" said section being section 10599 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Russell introduced

Senate bill No. 340, entitled

A bill to amend section 1 of act No. 233 of the Laws of 1861, entitled "An act to facilitate the commencement of suits against joint defendants residing in several counties," as amended, and being section 10010 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

#### SPECIAL ORDER.

The President pro tem. announced that the hour had arrived for the Special Order and laid before the Senate the concurrent resolution relative to the holding of the memorial exercises in honor of Ex-Governor Cyrus G. Luce.

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The Sergeant-at-Arms announced a committee of the House of Representatives, who informed the Senate that the House was in waiting and ready to receive the Senate in joint session to participate in the program of exercises.

Mr. Linsley moved that the Senate take a recess and proceed to the Hall of the House of Representatives.

The motion prevailed, the time being 3:25 o'clock p. m.

(For proceedings of the joint session see House Journal.)

AFTER RECESS.

5:20 o'clock p. m.

The Senate returned to the Senate Chamber and was called to order by the President pro tem.

A quorum of the Senate was present.

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Mr. Mills moved that the Senate adjourn.

The motion prevailed, the time being 5:23 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## SIXTY-SEVENTH DAY.

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Lansing, Wednesday, April 26, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Father L. I. Brancheau, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Mills, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Doherty.

The following Senator was absent without leave: Mr. Jenks.

Mr. Hayden moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 25, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 307 (enrolled No. 72), being

An act to divide the township of Raisinville, in the county of Monroe, into two election districts;

Also:

Senate bill No. 70 (enrolled No. 77), being

An act to amend Act 149 of the Public Acts of 1893, entitled "An act to provide for a county and township system of roads and to prescribe the powers and duties of the officers having the charge thereof," and the amendments thereof, being chapter 103 of the Compiled Laws of the State of Michigan for the year 1897, as amended, by adding one new section thereto, to stand as section 30;

Also:

Senate bill No. 308 (enrolled No. 73), being

An act to repeal act No. 223 of the Laws of 1849, entitled "An act to incorporate the Grand Rapids Hydraulic Company," approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act.

Very respectfully,

FRED M. WARNER,  
Governor.

#### MOTIONS AND RESOLUTIONS.

Mr. Linsley offered the following resolution:

Senate Resolution No. 52.

Resolved by the Senate (the House of Representatives concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be and they are hereby authorized to have printed and bound in suitable form, six hundred copies of a memorial volume to contain the proceedings of the Joint Convention held in commemoration of the life and public services of the late Cyrus G. Luce, on Tuesday, April 25, 1905, the publication to include a portrait of the deceased and a biographical sketch of his life, to be prepared under the direction of his family, also the addresses which were delivered on the above occasion and the funeral oration pronounced over the remains of the deceased by Judge George L. Yapple, at Coldwater, Tuesday, March 21, 1905. And be it further

Resolved, That when the publication is completed, the bills for the cost of printing and binding the same shall be audited and allowed by the Board of State Auditors, also necessary allowance for postage and expressage for distribution.

Resolved, further, That a suitable number of these volumes be given to the family of the deceased, to each member of the Legislature and State officers, the remainder to be deposited in the State Library.

The resolution was adopted.

Mr. Linsley offered the following resolution:

Senate Resolution No. 53.

Resolved, That the Committee on Elections be instructed to prepare a comparative digest of the various primary election bills now before the Senate and House of Representatives.

The question being on the adoption of the resolution,

The resolution was not adopted.

Mr. Baird moved to reconsider the vote by which the Senate refused to adopt the above resolution.

The motion prevailed.

The question being on the adoption of the resolution,

Mr. Linsley moved to amend the resolution to read as follows:

Resolved, That the Committee on Elections be instructed to prepare a comparative digest of the various primary election bills now before the Senate.

The amendment was adopted.

The question then being on the adoption of the resolution as amended, Mr. Mills moved to lay the resolution on the table.

The motion did not prevail.

The question then being on the adoption of the resolution,

The resolution was adopted.

#### PRESENTATION OF PETITIONS.

No. 121. By Mr. Curtis: Petition of B. H. Cook and 37 other citizens of Petoskey in favor of the passage of the so-called Turner bill, relative to the practice of optometry.

The petition was referred to the Committee on State Affairs.

No. 122. Mr. Mr. Ely: Petition of Curtis & Briggs and 5 other shippers of Elsie in favor of the passage of House bill No. 306, being the so-called car service bill.

The petition was referred to the Committee on Railroads.

No. 123. By Mr. Kane: Petition of Chatterton & Son and 6 other shippers of Mt. Pleasant on the same subject.

Same reference.

No. 124. By Mr. Sheldon: Petition of the Alaska Refrigerator Co, and 26 other shippers of Muskegon on the same subject.

Same reference.

No. 125. By Mr. Cropsey: Petition of the Kalamazoo Lumber Co. and 17 other shippers of Kalamazoo on the same subject.

Same reference.

No. 126. By Mr. Yeomans: Petition of Smith Brothers and 19 other shippers of Lake Odessa on the same subject.

Same reference.

No. 127. By Mr. Cook: Petition of Estey Manufacturing Co. and 5 other shippers of Owosso on the same subject.

Same reference.

No. 128. By Mr. Seeley: Petition of McLaughlin Bros. and 5 other shippers of Holly on the same subject.

Same reference.

No. 129. By Mr. Peek: Petition of J. E. Bartlett Co. and 9 other shippers of Jackson on the same subject.

Same reference.

No. 130. By Mr. Hayden: Petition of W. H. Coulter and 41 other shippers of Cassopolis on the same subject.

Same reference.

No. 131. By Mr. Rumer: Petition of Bradley & McClemants and 11 other shippers of Brighton on the same subject.

Same reference.

No. 132. By Mr. Van Akin: Petition of Ella M. Cottrell and 36 others of Hudson in favor of the passage of Mr. Sheldon's bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Public Health.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 318, entitled

A bill to authorize the city of Corunna in the county of Shiawassee and State of Michigan to borrow money and issue bonds therefor, for the purpose of paying the legal floating indebtedness now outstanding against said city;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cook moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Heine	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		30

#### NAYS.

0

The title of the bill was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor and the bill was ordered to take immediate effect.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 82 (file No. 43), entitled

A bill to amend section 15 of an act, entitled "An act to provide for the formation of street railway companies," being Act No. 35 of the Public Acts of 1867, approved March 5, 1867, and being chapter 94 of

Howell's Annotated Statutes, the same being section 6448 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 688, entitled

A bill to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

Senate bill No. 338, entitled

A bill to amend sections 3, 5 and 6 of "An act to provide for the incorporation of baseball clubs or companies," approved June 6, 1883, being compiler's sections 7676, 7678, 7679 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on School for the Blind:

The Committee on School for the Blind report

House bill No. 407 (file No. 186), entitled

A bill making appropriations for the Michigan School for the Blind for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax therefor;

With the following amendments thereto:

1. By striking out of line 3 of section 1 the words "thirty-two thousand" and inserting in lieu thereof the words "thirty-six thousand five hundred and twelve."

2. By striking out of line 5 of section 1 the words "thirty-two thousand" and inserting in lieu thereof the words "thirty-six thousand five hundred and twelve."

Recommend that the amendments be concurred in, and that when so amended the bill be referred to the Committee on Finance and Appropriations.

JESSE R. CROUSEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Cropsey moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Gaming Interests:

The Committee on Gaming Interests report

House bill No. 705, entitled

A bill to prevent hunting for game on Sunday, in the townships of Green Oak, Hamburg and Putnam, in the county of Livingston, to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

With the recommendation that the bill pass.

S. C. TRAVER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and pending the taking of the vote on the passage thereof,

Mr. Baird moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

House bill No. 670, entitled

A bill to organize certain territory within the Township of South Arm, Charlevoix County, into a graded school district to be known and described as school district No. 4 of the Township of South Arm, with power to elect its officers; to collect all taxes and indebtedness now due or hereafter to become due to school districts Nos. 4, 5 and 6, within the said Township of South Arm, or any of them; to assume and pay all indebtedness now due or hereafter to become due and owing by the aforesaid school districts, and to perform all contracts to which said school districts or any of them may be a party; and to disorganize the territory now known and described as school districts Nos. 4, 5 and 6 of the Township of South Arm;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Smith
Baird	Heine	Moriarty	Traver
Brown	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Seeley	Yeomans
Farr	Martindale	Sheldon	President pro tem
Fyfe	Mills		26

## NAYS.

0

The title of the bill was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
Senate bill No. 322, entitled

A bill to amend act No. 185 of the Public Acts of 1897, entitled "An act to provide for the publication of the proceedings of the annual school meeting, and an annual financial statement, in graded school districts in which a newspaper is published, and to provide for the expense thereof, and fixing a penalty for failure to make such publication," being sections 4800 and 4801 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

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Mr. Mills moved that the Senate take a recess until 3 o'clock p. m.  
The motion prevailed, the time being 2:45 o'clock p. m.

## AFTER RECESS.

3 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

The Senate returned to the order of



## MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, April 26, 1905.

To the President of the Senate:

Sir—In compliance with the request of the Senate therefor, I herewith return

Senate substitute for

Senate Joint Resolutions Nos. 62 and 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States government in the same, and other purposes connected therewith, and making an appropriation therefor;

Very respectfully,

FRED M. WARNER,  
Governor.

Mr. Mills moved to suspend rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. Mills moved to reconsider the vote by which the Senate, on April 6, ordered the above entitled Joint Resolution to take immediate effect.

The motion prevailed.

The question being on the motion that the Joint Resolution be ordered to take immediate effect,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. Mills moved to reconsider the vote by which the Senate, on April 6, passed the above entitled Joint Resolution.

The motion prevailed, a majority of all the Senators elect voting therefor.

The question then being on the passage of the Joint Resolution,

Mr. Mills moved that the Joint Resolution be laid on the table.

The motion prevailed.

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The Senate resumed the regular order of business.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Public Health:

The Committee on Public Health report

House bill No. 661, entitled

A bill to regulate the use of boric acid and borax when employed as preservatives in food;

With the following amendments thereto:

1. By striking out of line 5 of section 1 after the word "acid" the remainder of the section.

2. By changing the number of section 2 of the bill to section 3.

3. By inserting the following to stand as section 2, and to read as follows:

Section 2. The use of boric acid or borax in milk is hereby prohibited.

Recommend that the amendments be concurred in, and that when so amended the bill pass.

JOHN D. MACKAY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. John D. MacKay moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 552 (file No. 153), entitled

A bill to provide for the office of superintendent of drains for the county of Muskegon and to abolish the office of drain commissioner in said county, and to provide for the establishing, laying out and constructing of drains and cleaning out, opening and repairing the same in the county of Muskegon, and to repeal such portions of the present drain law as is in conflict with this act;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Mills	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jones	Moriarty	Van Akin
Curtis	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem

28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Cropsey asked and obtained leave of absence for himself from the balance of today's session.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Rex B. Clark Co.....	\$4 00
Richmond & Backus Co.....	4 07
A. Newman .....	50
Secretary of the Senate .....	12 90
	<hr/>
	\$21 47

With the recommendation that the accounts be allowed and orders drawn for the same.

H. J. KANE,  
Chairman.

The report was accepted and adopted.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

House bill No. 353 (file No. 87), entitled

A bill to amend section 11 of act No. 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," being section 2484 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

Senate bill No. 227, entitled

A bill to amend section 1 of act 149 of the Public Acts of 1893, being section 4262 of the Compiled Laws of 1897, entitled "An act to provide for a county and township system of roads, and to prescribe the powers and duties of the officers having the charge thereof;

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report

Senate bill No. 330, entitled

A bill to provide for the incorporation of the Social Order of Moose of the State of Michigan;

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the bill be referred to the committee of the whole and placed on the General Order without printing.

The motion prevailed.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 702, entitled

A bill to authorize the township board of the township of Homer, in the county of Midland, to borrow \$3,500 for the purpose of building a bridge, and to issue its bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

#### NOTICES.

Mr. Fyfe gave notice that at some future day he would ask leave to introduce

A bill to amend section 8 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27, 1895, the same being section 3265 of the Compiled Laws of 1897.

#### INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 341, entitled

A bill to authorize the common council of the city of Grand Rapids to issue bonds to satisfy and pay any amount for which the said city shall be liable under Senate Enrolled Act No. 73 of the acts passed by

the Legislature of Michigan of 1905 in regular session, entitled "An act to repeal act No. 223 of the Laws of 1849, entitled 'An act to incorporate the Grand Rapids Hydraulic Company,' approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company at the time of the approval of this act," approved April 25, 1905.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Smith
Baird	Hayden	Mills	Traver
Brown	Heine	Moffatt	Van Akin
Cook	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Ely	Linsley	Seeley	President pro tem
Farr	MacKay	Sheldon	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Russell introduced

Senate bill No. 342, entitled

A bill to authorize the board of supervisors of the several counties of the State of Michigan to make contracts for the cure of drunkenness, the morphine and cigarette habits, and other like addictions.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

Mr. Sheldon (by request) introduced

Senate bill No. 343, entitled

A bill to provide for the holding of primary elections and conventions, to punish offenses committed thereat, frauds thereon, and the corruption, and attempted corruption of delegates, and to repeal act No. 203 of the Public Acts of 1895, and act No. 203 of the Public Acts of 1897, as amended, approved June 28, 1887, and to repeal all other acts, or parts of acts, contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. MacKay (by request), introduced

Senate bill No. 344, entitled

A bill to provide for the treatment of inebriates and persons who are addicted to the use of drugs.

The bill was read a first and second time by its title and referred to the Committee on Liquor Traffic.

Mr. Brown introduced

Senate bill No. 345, entitled

A bill to amend section 2 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," being section 3339 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Martindale introduced

Senate bill No. 346, entitled

A bill to authorize school district No. 8 of the township of Hamtramck, county of Wayne, and State of Michigan, to borrow money and issue bonds therefor in the sum of \$15,000, to be used to purchase site and build additions to present school and for furnishing and equipping the same.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Moffatt introduced

Senate Joint Resolution No. 347, entitled

Joint Resolution to direct the Board of State Auditors to investigate, examine and settle the claim of George G. Covell, of Grand Traverse county, Michigan, against the State of Michigan on account of legal services rendered in defending one Bert Spafford, Deputy State Game and Fish Warden, who was tried for murder in Benzie county, Michigan, during the month of September, A. D. 1903; said services being rendered at the request of Hon. A. T. Bliss, the then Governor of the State of Michigan, and Charles H. Chapman, the State Game and Fish Warden of the State of Michigan.

The Joint Resolution was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Mills, previous notice having been given and leave being granted, introduced

Senate bill No. 348, entitled

A bill to amend an act, entitled "An act to re-incorporate the city of Menominee, to provide for the election and appointment of officers therein, and to repeal act number 228 of the Session Laws of 1883, entitled 'An act to incorporate the city of Menominee,' and to repeal act No. 281 of the Session Laws of 1891, entitled 'An act to revise and amend the charter of the city of Menominee,' being act 228 of the Session Laws of 1883, entitled 'An act to incorporate the city of Menominee,' approved April 9, 1891, and all amendments thereto." approved May 22, 1901, as amended by act No. 417 of the Local Acts of 1903.

The bill was read a first and second time by its title and, on motion of Mr. Mills, was referred to the Committee on Judiciary.

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Mr. Farr moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Farr to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

## I.

House bill No. 499 (file No. 157), entitled

A bill to provide for voting by mail by members of certain alumni associations;

Also:

House bill No. 448 (file No. 133), entitled

A bill to amend sections 39 and 40 of act No. 205 of the Public Acts of 1887, as amended, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being compiler's sections 6128 and 6129 of the Compiled Laws;

Also:

House bill No. 380 (file No. 105), entitled

A bill to amend section 6 of chapter 3 of act No. 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 2, 1897, the same being compiler's section No. 4324 of Miller's Compiled Laws of 1897;

Also:

Senate bill No. 280 (file No. 120), entitled

A bill to amend act No. 266 of the Public Acts of 1895, approved June 4, 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety, and the safe depositing of assets for which such surety may be liable, and to the charging by fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," by amending the title thereof and adding two new sections thereto to stand as sections 12 and 13;

Also:

Senate bill No. 330, entitled

A bill to provide for the incorporation of the Social Order of Moose of the State of Michigan;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 310 (file No. 123), entitled

A bill to provide for the examination, regulation, licensing and regis-

tration of nurses, and for the punishment of offenders against this act;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

### III.

House bill No. 449 (file No. 132), entitled

A bill to amend section 22 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6111 of the Compiled Laws.

And have directed their chairman to report the same back to the Senate, but not having completed the consideration thereof, report progress and ask leave to sit again.

A. W. FARR,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Farr moved that the Senate concur in the amendments made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Farr moved that the Senate concur in the recommendation of the committee regarding the bill named in part III of the report.

The motion prevailed.

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By unanimous consent the Senate returned to the order of

### MOTIONS AND RESOLUTIONS.

Mr. Baird moved to take from the table

Senate Joint Resolution No. 161 (file No. 76), entitled

Joint Resolution to provide for the relief of Smith Brothers & Company, a corporation.

The motion prevailed.

The question being on the passage of the Joint Resolution,

The Joint Resolution was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Baird moved to amend the Joint Resolution

By striking out of line 36 of the Joint Resolution the words "said Board of State Auditors" and inserting in lieu thereof the words "Auditor General."

The amendment was received, a majority of all the Senators elect voting therefor.

The amendment was then adopted.



The question then being on the passage of the Joint Resolution,  
 Mr. Farr moved that the Joint Resolution be referred to the Committee on Judiciary.  
 The motion prevailed.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:  
 The Committee on Counties and Townships report  
 House bill No. 702, entitled

A bill to authorize the township board of the township of Homer, in the county of Midland, to borrow \$3,500 for the purpose of building a bridge, and to issue its bonds therefor;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
 Chairman.

The report was accepted and the committee discharged.

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Hayden	Mr. Mills	Mr. Seeley
Baird	Heine	Moffatt	Sheldon
Brown	Jones	Moriarty	Smith
Cook	Kane	Peek	Traver
Curtis	Linsley	Rumer	Van Akin
Farr	MacKay	Russell	President protem
Fyfe	Martindale		26

#### NAYS.

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The title of the bill was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the re-transmission to the House of the following Joint Resolution:

Senate substitute for

Senate Joint Resolutions Nos. 62 and 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States Government in the same, and other purposes, connected therewith, and making an appropriation therefor;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Mills moved to take from the table the above entitled Joint Resolution.

The motion prevailed.

The question then being on complying with the request of the House for the return of the Joint Resolution,

Mr. Mills moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 535 (file No. 143), entitled

A bill to prescribe the measure of damages in actions for negligent injuries to persons where deaths result, and where the actions are prosecuted under the survival act, and to provide for the distribution of the amounts paid on account of such damages, without participation by creditors of the deceased;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and, on motion of Mr. Baird, was referred to the Committee on Judiciary.

## THIRD READING OF BILLS.

Pending the third reading of

Senate bill No. 276 (file No. 119), entitled

A bill to amend section 9 of act No. 132 of the Public Acts of 1903, entitled "An act empowering the State Board of Health to determine the qualifications necessary, examine and license persons qualified to practice the art of embalming and regulate the practice of embalming dead human bodies, and to repeal act No. 233 of the Public Acts of 1901;

Mr. Fyfe moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

Senate bill No. 163 (file No. 46), entitled

A bill declaring it unlawful to make or enter into certain contracts, understandings or agreements, and to provide a punishment therefor;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Curtis  
Ely  
Farr

Mr. Fyfe  
Hayden  
Heine  
Kane  
Linsley  
MacKay  
Martindale

Mr. Mills  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem  
28

## NAYS.

0

The title of the bill was agreed to.

Mr. Fyfe moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 499 (file No. 157), entitled

A bill to provide for voting by mail by members of certain alumni associations;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Curtis  
Ely  
Farr

Mr. Fyfe  
Hayden  
Heine  
Kane  
Linsley  
MacKay  
Martindale

Mr. Moffatt  
Moriarty  
Peek  
Rumer  
Russell  
Seeley  
Sheldon

Mr. Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem  
27

## NAYS.

0

The title of the bill was agreed to.

Mr. Cook moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 448 (file No. 133), entitled

A bill to amend sections 39 and 40 of act No. 205 of the Public Acts of 1887, as amended, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," being compiler's sections 6128 and 6129 of the Compiled Laws.

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Baird	Mr. Hayden	Mr. Moffatt	Mr. Smith
Brown	Heine	Moriarty	Traver
Cook	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Russell	Yeomans
Farr	Martindale	Seeley	President pro tem
Fyfe	Mills	Sheldon	27
NAYS.			0

The title of the bill was agreed to.

Mr. Curtis moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 380 (file No. 105), entitled

A bill to amend section 6 of chapter 3 of act No. 254 of the Public Acts of 1897, entitled "An act to provide for the construction and maintenance of drains and the assessment and collection of taxes therefor, and to repeal all other laws relative thereto," approved June 2, 1897, the same being compiler's section No. 4324 of Miller's Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Traver
Brown	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Russell	Yeomans
Farr	Martindale	Seeley	President pro tem
Fyfe	Mills		26
NAYS.			0

The title of the bill was agreed to.

Senate bill No. 280 (file No. 120), entitled

A bill to amend act No. 266 of the Public Acts of 1895, approved June 4, 1895, entitled "An act relative to bonds and other obligations, with surety or sureties, and the acceptance as surety thereon of companies qualified to act as such, and the release of such surety, and the safe

depositing of assets for which such surety my be liable, and to the charging by fiduciaries of the expense of procuring sureties, and repealing all laws in conflict therewith," by amending the title thereof and adding two new sections thereto to stand as sections 12 and 13;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Smith
Baird	Heine	Moriarty	Traver
Brown	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Russell	Yeomans
Farr	Martindale	Seeley	President protem
Fyfe	Mills	Sheldon	27
NAYS.			0

The title of the bill was agreed to.

Senate bill No. 330, entitled

A bill to provide for the incorporation of the Social Order of Moose of the State of Michigan;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Fyfe	Mr. Mills	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Heine	Moriarty	Traver
Cook	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Russell	President protem
Farr	Martindale	Seeley	27
NAYS.			0

The title of the bill was agreed to.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 310 (file No. 123), entitled

A bill to provide for the examination, regulation, licensing and registration of nurses, and for the punishment of offenders against this act;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Mills	Mr. Seeley
Baird	Heine	Moffatt	Sheldon
Brown	Kane	Moriarty	Smith
Curtis	Linsley	Peek	Traver
Ely	MacKay	Rumer	Van Akin
Farr	Martindale	Russell	President protem
Fyfe			25
NAYS.			0

The title of the bill was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Sheldon moved that the Senate adjourn.

The motion prevailed, the time being 4:45 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SIXTY-EIGHTH DAY.

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Lansing, Thursday, April 27, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. Benjamin Roberts, of Saginaw.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Ely, Farr, Hayden, Heine, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Woodman, Yeomans, President pro tem.—26.

The following Senator was absent with leave: Mr. Doherty.

The following Senators were absent without leave: Messrs. Cook, Fyfe, Jenks, Mills and Van Akin—5.

Mr. Rumer asked and obtained leave of absence for Mr. Cook from the sessions of today, tomorrow and Monday next.

Mr. Moriarty moved that leave of absence be granted to the other absentees without leave from today's session.

The motion prevailed.

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Mr. Curtis asked and obtained leave of absence for Mr. Van Akin from tomorrow's session.

Mr. Baird asked and obtained leave of absence for the Committee on Elections from tomorrow's session.

Messrs. Russell and Sheldon asked and obtained leave of absence for themselves from today's session after 3 o'clock p. m. and from tomorrow's session.

Messrs. Farr and Moffatt asked and obtained leave of absence for themselves from next Monday's session.

Mr. Cropsey asked and obtained leave of absence for himself and for Mr. Fyfe from tomorrow's session.



Messrs. Hayden, Jones, Kane, Linsley, MacKay, Martindale, Peek, Seeley and Traver asked and obtained leave of absence for themselves from tomorrow's session.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office.  
Lansing, April 27, 1905.

To the President of the Senate:

Sir—I hereby nominate Jule Meyer of Detroit, Wayne county, as a member of the Board of Jury Commissioners of Wayne county, for the term of six years from and after May 1, 1905.

I also nominate Otto Stoll, of Detroit, Wayne county, as a member of the Board of Jury Commissioners of Wayne county, for the term of six years from and after May 1, 1905.

I also nominate James R. Hosie, of Wayne, Wayne county, as a member of the Board of Jury Commissioners of Wayne county, for the term of six years from and after May 1, 1905.

I also nominate George M. Smith, M. D., of Mt. Clemens, Macomb county, as a member of the State Board of Osteopathic Registration and Examination, for the term of five years from and after May 1, 1905.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

The following message from the Governor was also received and read:

Executive Office.  
Lansing, April 26, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 313 (enrolled No. 75), being

An act to prohibit the performance of any labor in the dredging out, straightening, widening or deepening of the Thornapple river in the village of Nashville in the county of Barry, State of Michigan, without the consent of the village council of the village of Nashville.

Very respectfully,

FRED M. WARNER,  
Governor.

MOTIONS AND RESOLUTIONS.

Mr. Moriarty offered the following resolution:

Senate Resolution No. 54.

Resolved, That the Committee on Supplies and Expenses be and they hereby are directed to purchase from Ralph Ellison, photographer, the Senate group, framed, recently shown in the Senate; said group to have a permanent place on the walls of the room occupied by the Lieutenant Governor.

The resolution was adopted.

Mr. Baird moved that when the Senate adjourn today, it stand adjourned until tomorrow at 8:30 o'clock a. m.

The motion prevailed.

Mr. Baird moved that when the Senate adjourn tomorrow, it stand adjourned until Monday, May 1, at 9 o'clock p. m.

The motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 133. By Mr. Russell: Petition of Charles H. Leonard and 11 other broom makers of Grand Rapids, in favor of the passage of House bill No. 435, relative to the employment of convicts.

The petition was referred to the Committee on State Affairs.

No. 134. By Mr. Woodman: Petition of T. M. Cook and 11 other shippers of Allegan, in favor of the passage of House bill No. 306, being the so-called car service bill.

The petition was referred to the Committee on Railroads.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 178, entitled

A bill to amend section 10 of act No. 190 of the Public Acts of 1891, approved July 3, 1891, entitled "An act to prescribe the manner of conducting and to prevent fraud and (deception) deceptions at elections in this State, as amended, the same being compiler's section No. 3612 of the Compiled Laws of 1897;

With the recommendation that the bill be referred to the Committee on Federal Relations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 320, entitled

A bill to amend sections 3, 5, 7, 13 and 17 and to repeal section 14 of act No. 384 of the Local Acts of the State of Michigan for the year 1903, approved April 2, 1903, entitled "An act to provide for the manner of taking testimony before the probate court, justices of the peace and coroners in the county of Oakland, and to provide for the appointment, fix the term of office, and prescribe the duties, liabilities and compensation of a stenographer and assistant stenographer for the said courts; and to

repeal act No. 377 of the Local Acts of the State of Michigan for the year 1895;"

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President protem
Farr			25

NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 535 (file No. 143), entitled

A bill to prescribe the measure of damages in actions for negligent injuries to persons where deaths result, and where the actions are prosecuted under the survival act, and to provide for the distribution of the amounts paid on account of such damages, without participation by creditors of the deceased;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 19, entitled

A bill to amend section 3 of act No. 157 of the Public Acts of 1891, entitled "An act for the relief of the supreme court by authorizing the justices thereof to employ clerical help and appropriating money to pay for the same," being section 235 of the Compiled Laws of 1897, as amended by act No. 271 of the Public Acts of 1899;

With the recommendation that the bill be referred to the Committee on Federal Relations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 508, entitled

A bill to permit the placing of the name of the nominee for the office of circuit judge of the eighth judicial circuit in both the republican and democratic tickets on the official ballot for the election held in April, 1905;

With the recommendation that the bill be referred to the Committee on Federal Relations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 58, entitled

A bill to regulate the observance of the first day of the week commonly called Sunday.

With the recommendation that the bill be referred to the Committee on Federal Relations.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 66, entitled

A bill to confirm the title to lot No. 12 in block No. 136 in the town of Michigan (now city of Lansing), county of Ingham, and State of Michigan, in the First Free Will Baptist Church Society of Lansing, and its successors and assigns, in fee simple, and to empower the said First Free Will Baptist Church and Society, of Lansing, its successors and assigns to transfer and convey said property;

With the recommendation that the bill be referred to the Committee on Federal Relations.

W. E. BROWN.  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Federal Relations.

The motion prevailed.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 264 (file No. 42), entitled

A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;

With the following amendment thereto:

By striking out of line 7 of section 3 the words "and fifty."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

W. E. BROWN.  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Industrial Home for Girls:

The Committee on Industrial Home for Girls report

Senate bill No. 321, entitled

A bill to amend section 14 of Act 133 of the Public Acts of 1879, entitled "An act to establish an institution under the name and style of the Michigan Reform School for Girls," approved May 31, 1879, the same being compiler's section 2214 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

J. G. HAYDEN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House Joint Resolution No. 66, entitled

Joint Resolution authorizing the board of control of the State Public School to use for other purposes, an appropriation made by section 2 of act No. 64 of the Public Acts of 1903, entitled "An act to make appropria-

tions for the State Public School for the fiscal years ending June 30, 1904, and June 30, 1905, and to provide a tax to meet the same," for the purpose of building a grain barn;

With the recommendation that the Joint Resolution pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 407 (file No. 186), entitled

A bill making appropriations for the Michigan School for the Blind for building and special purposes and for current expenses for the years ending June 30, 1906, and June 30, 1907, and to provide a tax therefor;

With the following amendments thereto:

1. By striking out of lines 2 and 3 of section 4 the words "thirty-nine thousand eight hundred and fifty" and inserting in lieu thereof the words "forty-four thousand three hundred and sixty-two."

2. By striking out of lines 3 and 4 of section 4 the words "thirty-two thousand" and inserting in lieu thereof the words "thirty-six thousand five hundred and twelve";

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 413 (file No. 127), entitled

A bill to provide a tax to meet the amounts disbursed by the state for the current expenses of the Michigan State Prison, the State House of Correction and Branch Prison, Upper Peninsula, and the Michigan Reformatory;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 332 (file No. 156), entitled

A bill to regulate the use of artesian and other wells; to prevent the waste of waters therefrom, and provide a remedy therefor;

With the recommendation that the bill pass.

CHARLES SMITH,  
Acting Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House Joint Resolution No. 392 (file No. 97), entitled

Joint Resolution proposing an amendment to the constitution relative to the compensation of the members of the Legislature;

With the recommendation that the Joint Resolution pass.

CHARLES SMITH,  
Acting Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 414 (file No. 128), entitled

A bill to provide a tax to meet the amount disbursed by the State at the several asylums for the support of patients under the several laws relating thereto;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Taxation:

The Committee on Taxation report

Senate bill No. 303, entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts or parts of acts in anywise contravening any of the provisions of this



act," the same being compiler's sections 3824 to 3962, inclusive, by inserting after section 61 a new section to stand as section 61a;

With the recommendation that the bill pass.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report

Senate bill No. 325 (file No. 118), entitled

A bill to create and establish a State Highway Department by the appointment of a State Highway Commissioner and assistants, and defining the powers and duties of the office, and to provide for a system of State co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ely moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

#### MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 173 (file No. 175), entitled

A bill to amend section 14 of article 2 of act No. 198 of the Session Laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," the same being section 6239 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.



The bill was read a first and second time by its title and referred to the Committee on Railroads.

The following message from the House was also received and read:

House of Representatives.  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 564, entitled

A bill to prevent the killing of deer in the counties of Kalkaska, Roscommon, Antrim and Oscoda, for a period of five years;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives.  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 183, entitled

A bill to authorize the township board of the township of Grosse Pointe, Wayne county, to build and construct, alter and repair bridges over Fox and Conner's creeks, so called, on Jefferson Avenue, in said township, and to provide the necessary funds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Rumer	Yeomans
Ely	Mackay	Seeley	President pro tem
Farr			25

## NAYS.

0

The title of the bill was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 106, entitled

A bill to amend section 11 of title 2 and section 14 of title 6 and section 2 of title 10 of act No. 322 of the Local Acts of 1903, entitled "An act to incorporate the city of Muskegon Heights, in Muskegon county, and for that purpose to detach certain territory from Muskegon and Norton townships in said county and attach the same to said city and to dissolve the corporation "Village of Muskegon Heights," and to repeal all acts and parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 727, entitled

A bill to divide the township of Taymouth, in the county of Saginaw, into two election districts;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives.  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 667, entitled

A bill to amend section 280 of act No. 321 of the Local Acts of 1897, entitled "An act to amend and revise the charter of the city of Adrian";

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 711, entitled

A bill to authorize the city of Mt. Clemens, in the county of Macomb, to borrow money to make public improvements and to refund portions of its present indebtedness, and to issue bonds therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Seeley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Smith
Brown	Jones	Peek	Traver
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		26

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 622 (file No. 166), entitled

A bill to amend section 13 of act No. 35 of the laws of 1867, entitled "An act to provide for the formation of street railway companies," being section 6446 of the Compiled Laws of 1897, as amended by act No. 234 of the Public Acts of 1901;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Railroads.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 737, entitled

A bill authorizing the board of supervisors of Bay county to borrow the sum of \$20,000 for the purpose of paying the expense and cost of con-

struction of a county building for the care and maintenance of poor and indigent persons;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Heine moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Smith
Brown	Jones	Peek	Traver
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		26

NAYS.

0

The title of the bill was agreed to.

Mr. Heine moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 211 (file No. 102), entitled

A bill to provide for the expenses and publication of the collections of the Michigan Pioneer and Historical Society, making an appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907;

And to inform the Senate that the House has amended the same as follows:

1. By striking out of lines 2 and 3 of section 1 the words "the sum of three thousand five hundred dollars" and inserting in lieu thereof the words "the sum of four thousand dollars";

2. By inserting in line 5 of section 5 after the word "assistance" the words "the salaries of which clerk and additional help shall be paid out of the appropriation provided in section 1 of this act";

3. By striking out of line 2 of section 6 the words "the sum of three thousand five hundred dollars" and inserting in lieu thereof the words "the sum of four thousand dollars";

4. By striking out of line 3 of section 6 the words "the sum of three thousand five hundred dollars" and inserting in lieu thereof the words "the sum of four thousand dollars."

And that in the passage of the bill, as thus amended, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Heine	Mr. Peek	Mr. Smith
Brown	Linsley	Rumer	Traver
Curtis	Martindale	Russell	Woodman
Ely	Moffatt	Seeley	Yeomans
Farr	Moriarty	Sheldon	President pro tem
Hayden			21

NAYS.

0

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 110 (file No. 31), entitled

A bill to amend section 4 of act 147 of the Public Acts of 1891, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts conflicting with the provisions of this act," being section 4811 of the Compiled Laws of 1897;

In the passage of which, and in the action of the Senate ordering the bill to take immediate effect the House concurred April 13.

And now to inform the Senate that the House has rescinded its action in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 210 (House file No. 169), entitled

A bill to regulate the introduction of evidence in actions brought for the recovery of damages for libel;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate substitute for Senate Joint Resolutions Nos. 62 and 180, entitled

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States Government in the same, and other purposes connected therewith, and making an appropriation therefor;

And to inform the Senate that the House has amended the same by striking out the last paragraph of the resolution and inserting a new paragraph to read as follows:

Resolved, That the sum of \$15,000 be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated to defray such expenses as shall be necessarily incurred in carrying into effect the provisions of this Joint Resolution, such expenses to be certified by said Commission to the Board of State Auditors and allowed by them. The sums so allowed shall be paid from the State Treasury on the warrant of the Auditor General, and charged to the appropriation account of said Commission: Provided, That in no event

shall the State of Michigan be held responsible or be made liable for any sum in excess of the amount appropriated by this Joint Resolution: Provided further, That the Auditor General shall incorporate in the State tax for the year 1905 the sum of \$15,000 which, when collected, shall be credited to the general fund to reimburse the same for the money hereby appropriated;

And that in the passage of the Joint Resolution, as thus amended, the House has concurred, and has also ordered the Joint Resolution to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

The question being on concurring in the amendment made to the Joint Resolution by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Jones	Moriarty	Smith
Brown	Kane	Peek	Traver
Cropsey	Linsley	Rumer	Woodman
Curtis	MacKay	Russell	Yeomans
Ely	Martindale	Seeley	Presidentprotem
Farr			25

NAYS.

0

The question then being on the passage of the Joint Resolution,

The Joint Resolution was then passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Brown	Jones	Moriarty	Smith
Cropsey	Kane	Peek	Traver
Curtis	Linsley	Rumer	Woodman
Ely	MacKay	Russell	Presidentprotem
Farr	Martindale	Seeley	23

NAYS.

0

The title of the Joint Resolution was agreed to.

Mr. Moriarty moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

The Joint Resolution was then referred to the Secretary for printing and presentation to the Governor.



The following message from the House was also received and read:

House of Representatives.  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 112, entitled

A bill to amend section 1 of act No. 379 of the Local Acts of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and to prescribe the duties of certain officers of the county of Kent," approved June 26, 1891;

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 296, entitled

A bill to abolish the Board of Public Works of the city of Marine City and transfer the powers and duties of said board to the common council of said city;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 336, entitled

A bill to authorize the township of Stephenson in the county of Menominee, and state of Michigan, to issue and sell bonds to an amount

not exceeding \$5,000 for the purpose of obtaining money with which to pay outstanding indebtedness;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 219, entitled

A bill to provide for the nomination and election of a street commissioner in the village of Manchester, county of Washtenaw, and State of Michigan, and to define his powers and fix his compensation;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Smith
Brown	Jones	Peek	Traver
Cropsey	Kane	Rumer	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		26

#### NAYS.

0

The title of the bill was agreed to.

The following message from the House was also received and read:

House of Representatives,  
April 26, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate Resolution No. 52.

Resolved by the Senate (the House of Representatives concurring). That the Secretary of the Senate and the Clerk of the House of Representatives be and are hereby authorized to have printed and bound in suitable form, six hundred copies of a memorial volume to contain the proceedings of the Joint Convention held in commemoration of the life and public services of the late Cyrus G. Luce, on Tuesday, April 25, 1905, the publication to include a portrait of the deceased and a biographical sketch of his life, to be prepared under the direction of his family, also the addresses which were delivered on the above occasion and the funeral oration pronounced over the remains of the deceased by Judge George L. Yapple, at Coldwater, Tuesday, March 21, 1905, and be it further

Resolved, That when the publication is completed, the bills for the cost of printing and binding the same shall be audited and allowed by the Board of State Auditors, also necessary allowance for postage and expressage for distribution.

Resolved further, That a suitable number of these volumes be given to the family of the deceased, to each member of the Legislature and State officers, the remainder to be deposited in the State Library;

In the adoption of which the House has concurred.

Very respectfully,

CHARLES S. PIERCE,

Clerk of the House of Representatives.

#### NOTICES.

Mr. Baird gave notice that at some future day he would ask leave to introduce

A bill to revise and amend the charter of the city of Saginaw.

#### INTRODUCTION OF BILLS.

Mr. Jones introduced

Senate bill No. 349, entitled

A bill to provide for and fix the compensation, and to prescribe certain duties of Circuit Court Commissioners.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Sheldon introduced

Senate bill No. 350, entitled

A bill to provide for the holding of primary elections and conventions,

to punish offenses committed thereat, frauds thereon, and the corruption and attempted corruption of delegates, and to repeal act No. 203 of the Public Acts of 1895, approved May 23, 1895, act No. 135 of the Public Acts of 1895, and act No. 203 of the Public Acts of 1897, as amended, approved June 28, 1887, and to repeal all other acts or parts of acts contravening the provisions of this act.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Woodman introduced  
Senate bill No. 351, entitled

A bill authorizing certain persons to receive certificates as registered pharmacists from the State Board of Pharmacy.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Seeley introduced  
Senate bill No. 352, entitled

A bill to amend section 19 of act No. 183 of the Public Acts of 1897, entitled "An act to provide for the appointment and to fix the term of office, duties and compensation of Circuit Court stenographers in the State of Michigan," approved May 29, 1897, being section 381 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Linsley introduced  
Senate bill No. 353, entitled

A bill to amend section 1 of act No. 76 of the Public Acts of 1899, entitled "An act to protect sidewalks and sidepaths and to provide a penalty for its violation."

The bill was read a first and second time by its title and on motion of Mr. Linsley was referred to the Committee on Roads and Bridges.

Mr. Peek introduced  
Senate bill No. 354, entitled

A bill making an appropriation for the House of Providence of the city of Detroit, to aid in the maintenance and care of abandoned and destitute children received by such institution, and in the maintaining and caring for indigent pregnant women confined therein during pregnancy, childbirth and convalescence, and to provide a tax to meet the same.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

Mr. Cropsey introduced  
Senate bill No. 355, entitled

A bill to provide for the better protection of life and property against injury or damage resulting from the operation of steam engines and boilers by incompetent engineers and others, to create a board of state examiners therefor and prescribing the powers and duties of such board.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

Mr. Yeomans introduced  
Senate bill No. 356, entitled

A bill to authorize the township of North Plains, in the county of Ionia, to borrow money and issue its bonds therefor, for the building of two bridges across Fish Creek in that township.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Heine	Moriarty	Traver
Cropsey	Kane	Peek	Woodman
Curtis	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
			24

NAYS.

0

The title of the bill was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Moriarty introduced  
Senate bill No. 357, entitled

A bill to authorize the formation of corporations for the purpose of damming, excavating, constructing and maintaining water courses with water power appurtenant thereto, for accumulating, storing, manufacturing, conducting, using, selling, furnishing and supplying water and water power, electricity and electric power, and all and every kind of power for mining, milling, manufacturing, domestic, municipal and agricultural purposes, and for the purpose of transportation and for all other purposes in the Upper Peninsula of Michigan.

The bill was read a first and second time by its title and on motion of Mr. Moriarty was referred to the Committee on Judiciary.

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Mr. Moriarty moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Cropsey to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

House bill No. 353 (file No. 87), entitled

A bill to amend section 11 of act No. 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," being section 2484 of the Compiled Laws of 1897;

Also:

House bill No. 82 (file No. 43), entitled

A bill to amend section 15 of an act, entitled "An act to provide for the formation of street railway companies," being act No. 35 of the Public Acts of 1867, approved March 5, 1867, and being chapter 94 of Howell's Annotated Statutes, the same being section 6448 of the Compiled Laws of 1897;

Also:

House bill No. 688, entitled

A bill to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows;

Also:

House bill No. 535 (file No. 143), entitled

A bill to prescribe the measure of damages in actions for negligent injuries to persons where death results, and where the actions are prosecuted under the survival act, and to provide for the distribution of the amounts paid on account of such damages, without participation by creditors of the deceased;

Also:

House bill No. 264 (file No. 42), entitled

A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

II.

House bill No. 661, entitled

A bill to regulate the use of boric acid and borax when employed as preservatives in food;

Have made an amendment thereto, and have directed their chairman to

report the same back to the Senate, asking concurrence therein, and recommend its passage.

JESSE R. CROPSEY,  
Chairman.

The report was accepted.

The bills named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Cropsey moved that the Senate concur in the amendment made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Thlrđ Reading of Bills.

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Mr. Cropsey moved that the Senate take a recess until 3:40 o'clock p. m.

The motion prevailed, the time being 3:30 o'clock p. m.

#### AFTER RECESS.

3:40 o'clock p. m.

The Senate was called to order by the President pro tem.

A quorum of the Senate was present.

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#### THIRD READING OF BILLS.

House bill No. 661, entitled

A bill to regulate the use of boric acid and borax when employed as preservatives in food;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Smith
Baird	Jones	Moffatt	Traver
Brown	Kane	Peek	Woodman
Cropsey	Linsley	Rumer	Yeomans
Curtis	MacKay	Seeley	President pro tem
Ely			21

#### NAYS.

0

The title of the bill was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 535 (file No. 143), entitled

A bill to prescribe the measure of damages in actions for negligent injuries to persons where deaths result, and where the actions are prosecuted under the survival act, and to provide for the distribution of the amounts paid on account of such damages, without participation by creditors of the deceased;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Ely	Mr. MacKay	Mr. Seeley
Baird	Farr	Martindale	Smith
Brown	Jones	Moffatt	Yeomans
Cropsey	Kane	Peek	President pro tem
Curtis	Linsley	Rumer	19

## NAYS.

0

The title of the bill was agreed to.

Mr. Baird moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 353 (file No. 87), entitled

A bill to amend section 11 of act No. 156 of the Session Laws of 1851, entitled "An act to define the powers and duties of the boards of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers," being section 2484 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Traver
Baird	Jones	Moffatt	Woodman
Brown	Kane	Peek	Yeomans
Curtis	Linsley	Rumer	President pro tem
Ely	MacKay	Seeley	19

## NAYS.

0

The title of the bill was agreed to.

House bill No. 82 (file No. 43), entitled

A bill to amend section 15 of an act, entitled "An act to provide for the formation of street railway companies," being act No. 35 of the Public Acts of 1867, approved March 5, 1867, and being chapter 94 of Howell's Annotated Statutes, the same being section 6448 of the Compiled Laws of 1897;



Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. MacKay	Mr. Rumer
Baird	Heine	Martindale	Seeley
Brown	Jones	Moffatt	Woodman
Curtis	Kane	Moriarty	Yeomans
Ely	Linsley	Peek	Presidentprotem
Farr			21
NAYS.			
0			

The title of the bill was agreed to.  
Mr. Hayden moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 688, entitled  
A bill to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Smith
Baird	Heine	Moffatt	Traver
Brown	Jones	Moriarty	Woodman
Curtis	Kane	Peek	Yeomans
Ely	Linsley	Rumer	Presidentprotem
Farr	MacKay	Seeley	23
NAYS.			
0			

The title of the bill was agreed to.  
Mr. Jones moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 264 (file No. 42), entitled  
A bill to amend sections 3, 8, 12 and 13 of act No. 205 of the Public Acts of 1877, entitled "An act to provide for the incorporation of societies for the receiving, loaning and investing of money," being sections 6192, 6197, 6201 and 6202 of the Compiled Laws of 1897, as amended by act No. 273 of the Public Acts of 1899, and by act No. 184 of the Public Acts of 1901;  
Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Seeley
Baird	Heine	Moffatt	Smith
Brown	Jones	Moriarty	Traver
Curtis	Kane	Peek	Yeomans
Ely	Linsley	Rumer	Presidentprotem
Farr	MacKay		22
NAYS.			
0			

The title of the bill was agreed to.

Mr. Martindale moved that the bill be ordered to take immediate effect. The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House respectfully to request the retransmission to the House of the following bill:

Senate bill No. 239, entitled

A bill to amend Act No. 128 of the Public Acts of 1899, entitled "An act to authorize the consolidation of street railways, electric light and gas light companies, or any two thereof," approved June 15, 1899, as amended by Act No. 10 of the Public Acts of 1901, and by Act No. 50 of the Public Acts of 1903, by amending sections 1 and 2 of said Act No. 128 of the Public Acts of 1899, and adding to it two new sections, to stand as sections 3 and 4 thereof; said new section 3 providing for the appraisal of the value of the stock of shareholders who may be dissatisfied with the terms of the consolidation agreement and refuse or neglect to convert their stock into the stock of the consolidated company, and the payment to them of such appraised value, and said new section 4 restricting the application of said act to certain counties in the State.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Brown moved to take from the table the above entitled bill.

The motion prevailed.

The question then being on complying with the request of the House for the return of the bill,

Mr. Brown moved that the request be granted.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., April 27, 1905.

To the President of the Senate:

Sir—

Senate bill No. 324 (enrolled No. 78);

Also:

Senate bill No. 288 (enrolled No. 79);

Also:

Senate bill No. 158 (file No. 39, enrolled No. 81) ;  
Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. Brown moved that the Senate adjourn.  
The motion prevailed, the time being 4 o'clock p. m.  
The President pro tem. declared the Senate adjourned until tomorrow at 8:30 o'clock a. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SIXTY-NINTH DAY.

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Lansing, Friday, April 28, 1905.

8:30 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Cropsey, Curtis, Farr, Jones, Mills, Moffatt, Moriarty, Smith, Woodman, Yeomans and the President pro tem.—11.

The following Senators were absent with leave: Messrs. Baird, Brown, Cook, Doherty, Fyfe, Hayden, Jenks, Kane, Linsley, MacKay, Martindale, Peek, Russell, Seeley, Sheldon, Traver and Van Akin—17.

The following Senators were absent without leave: Messrs. Ashley, Ely, Heine, Rumer—4.

The President pro tem. announced that there was not a quorum of the Senate present.

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Mr. Curtis moved that the Senate adjourn.

The motion prevailed, the time being 8:33 o'clock a. m.

The President pro tem. declared the Senate adjourned until Monday, May 1, at 9 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.



## SEVENTIETH DAY.

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Lansing, Monday, May 1, 1905.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cropsey, Curtis, Ely, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Yeomans, President pro tem.—25.

The following Senators were absent with leave: Messrs. Doherty, Farr and Moffatt—3.

The following Senators were absent without leave: Messrs. Cook, Mills, Van Akin and Woodman—4.

Mr. Baird moved that leave of absence be granted to the absentees from today's session.

The motion prevailed.

### PRESENTATION OF PETITIONS.

No. 135. By Mr. Sheldon: Petition of Wells Morgan and 39 others of Vassar in favor of the passage of a bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Judiciary.

No. 136. By Mr. Sheldon: Petition of M. J. Rawson and 35 others of Quincy on the same subject.

Same reference.

No. 137. By Mr. Sheldon: Petition of John E. Ekstrom and 30 others of Mancelona, on the same subject.

Same reference.

No. 138. By Mr. Sheldon: Petition of Charles Highland and 36 others of Salem on the same subject.

Same reference.

No. 139. By Mr. Sheldon: Petition of Flora S. Keeney and 12 others of Monroe county on the same subject.

Same reference.

No. 140. By Mr. Brown: Petition of Rev. R. J. McLandress and 21 other citizens of Lapeer on the same subject.  
Same reference.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House substitute for House bills Nos. 261-323 (file No. 178), entitled  
A bill to regulate the assignment of wages, income or salary and to declare invalid such assignment in certain cases, and to provide that such invalidity shall be a defense in a suit against an employer;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and on motion of Mr. Baird was referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 561 (file No. 185), entitled

A bill to amend section 2 of act No. 191 of Public Acts of 1877, entitled  
“An act authorizing the formation of partnership associations, in which the capital subscribed shall alone be responsible for the debts of the association, except under certain circumstances,” the same being compiler’s section 6080 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 624 (file No. 183), entitled

A bill to amend sections 1 and 7 of act No. 171 of the Public Acts of 1903, entitled "An act for the incorporation of associations not for pecuniary profit;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Religious and Benevolent Societies.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 237 (file No. 180), entitled

A bill to amend act No. 202 of the Public Acts of 1899, entitled "An act to provide fans or blowers in all workshops or establishments where wheels composed partly of emery or buffing wheels or emery belts are used," approved May 17, 1899;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 355 (file No. 179), entitled

A bill to amend section 8 of act No. 113 of the Public Acts of 1901, entitled "An act to provide for the inspection of manufacturing establishments, workshops, hotels and stores in this State; to provide for the regulation of such establishments, and the employment of women and children therein; to regulate the conduct of sweatshops, so-called; to provide for the enforcement of the provisions of this act; and to make an appropriation for the purpose of carrying out the same," approved May 13, 1901;

And to inform the Senate that the bill has passed the House.



In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Labor Interests.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 533 (file No. 170), entitled

A bill to prevent persons from unlawfully using or wearing the badge or button of the Grand Army of the Republic, the Loyal Legion of the United States, or the United Spanish War Veterans. and to repeal section 11768 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 738, entitled

A bill for the protection of fish in the Grand River and its tributaries in the townships of Portland and Danby, in the county of Ionia;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read :

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 732, entitled

A bill to regulate the time of opening and closing of the polls in the second election district of the township of Greenfield in the county of Wayne at general and primary elections for State, county and township officers;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Elections.

The following message from the House was also received and read :

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 140 (file No. 41), entitled

A bill to amend section 29 of chapter 154 of the Revised Statutes of 1846, entitled "Of Offenses Against Property," as amended, said section being section 11565 of the Compiled Laws of 1897;

And to inform the Senate that the House has amended the same as follows:

By inserting in line 6 of section 29, after the word "association" the words "limited partnership association";

And that in the passage of the bill, as thus amended, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendment made to the bill by the House,

Mr. MacKay moved that the Senate concur.

The motion prevailed, a majority of the Senators elect voting therefor, by yeas and nays, as follows: .

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. MacKay	Mr. Seeley
Baird	Hejne	Martindale	Sheldon
Brown	Jenks	Moriarty	Smith
Cropsey	Jones	Peek	Traver
Curtis	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
Fyfe			25

## NAYS.

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The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 356, entitled

A bill to authorize the township of North Plains, in the county of Ionia, to borrow money and issue its bonds therefor, for the building of two bridges across Fish Creek in that township;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 341, entitled

A bill to authorize the common council of the city of Grand Rapids to issue bonds to satisfy and pay any amount for which the said city shall be liable under Senate Enrolled Act No. 73 of the Acts passed by the Legislature of Michigan of 1905 in regular session, entitled "An act to repeal act No. 223 of the Laws of 1849, entitled 'An act to incorporate the Grand Rapids Hydraulic Company,' approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand

Rapids for the value of the tangible property of said company at the time of the approval of this act," approved April 25, 1905;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 334, entitled

A bill to amend section 11 of chapter 118 of the Revised Statutes of 1846, being chapter 300 and section 10862 of the Compiled Laws of 1897, relative to the voluntary dissolution of corporations, and of the abatement of suits by and against them.

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
April 27, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 195 (file No. 58), entitled

A bill to amend section 7 of act 44 of the Public Acts of 1899, being "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers, and public institutions of this State now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the State of Michigan, and to repeal act 122 of the Public Acts of 1889, approved May 31, 1889, Act 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act;"

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Cropsey introduced  
Senate bill No. 358, entitled

A bill to punish persons under 21 years of age who shall make to any druggist, pharmacist or druggist's clerk any statement or representation that he is 21 years of age or upwards for the purpose of inducing any such druggist, pharmacist or druggist's clerk to sell or furnish such person any malt, brewed, spirituous, vinous or fermented liquors.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

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Mr. Cropsey moved that the Senate adjourn.

The motion prevailed, the time being 9:20 o'clock p. m.

The President pro tem declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SEVENTY-FIRST DAY.

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Lansing, Tuesday, May 2, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. R. C. Dodds, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird; Brown, Cook, Cropsey, Curtis, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—30.

The following Senator was absent with leave: Mr. Doherty.

The following Senator was absent without leave: Mr. Mills.

Mr. Traver moved that leave of absence be granted to the absentee from today's session.

The motion prevailed.

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Mr. Moriarty asked and obtained leave of absence for Mr. Mills for the balance of the week.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, May 1, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 143 (enrolled No. 76), being

An act to provide for the payment of salaries to the sheriff, clerk, treasurer, register of deeds, and deputies of said offices of Shiawassee county, Michigan, and provide for the collection of all fees and payment of the same to the county treasurer;

Also:

Senate bill No. 324 (enrolled No. 78), being

An act to enable the board of water commissioners of the city of

Detroit to lay a line of pipe from the terminus of the water pipes of said board at the northerly limits of the village of Highland Park, a distance of ten thousand feet, more or less, to the land to be occupied for State fair grounds;

Also:

Senate bill No. 288 (enrolled No. 79), being

An act to empower the city of Detroit to borrow money for the purpose of constructing a subway on the line of the boulevard extended south of Visgar street across the right of way and under the tracks of the Wabash, St. Louis and Pacific and Lake Shore and Michigan Southern railways, the Grand Trunk Railway of Canada, and the Bay City division of the Michigan Central Railroad Company;

Also:

Senate bill No. 158 (enrolled No. 81), being

An act to amend section 1 of chapter 8 of act No. 164 of the Public Acts of 1881, and acts amendatory thereof, entitled "An act to revise and consolidate the laws relating to public instruction and primary schools, and to repeal all statutes and acts contravening the provisions of this act," being section 4728 of the Compiled Laws of 1897.

Very respectfully,

FRED M. WARNER,  
Governor.

#### PRESENTATION OF PETITIONS.

No. 141. By Mr. Sheldon: Petition of the faculty of Hope College of Holland in favor of the passage of Senate bills Nos. 146 and 148, providing for a biological survey and extending the work of the State Board of Geological Survey.

The petition was referred to the Committee on Geological Survey.

No. 142. By Mr. Cropsey: Petition of the Women's Christian Temperance Union of Climax, in favor of the passage of a bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Judiciary.

No. 143. By Mr. Cropsey: Petition of the Baptist church of Climax, on the same subject.

Same reference.

No. 144. By Mr. Ruessell: Petition of Valley City Mfg. Co., and 6 other shippers of Grand Rapids, in favor of the passage of House bill No. 306, being the so-called car service bill.

The petition was referred to the Committee on Railroads.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Fisheries:

The Committee on Fisheries report

House bill No. 73S, entitled

A bill for the protection of fish in the Grand River and its tributaries in the townships of Portland and Danby, in the county of Ionia;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Yeomans moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	• Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Russell	Yeomans
Ely	Linsley	Seeley	Presidentprotem
Farr			29

# NAYS.

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The title of the bill was agreed to.

Mr. Yeomans moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 510 (file No. 138), entitled

A bill to amend section 2 of act No. 231 of the Public Acts of 1903, entitled "An act authorizing organized townships in the State of Michigan to borrow money and to issue bonds therefor, for the purpose of providing for the better construction and care of highways in such townships";

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 250 (file No. 152), entitled

A bill to amend section 1, act No. 56 of the Session Laws of 1903, entitled "An act to provide for the better drainage of highways in certain cases";

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.



By the Committee on Military Affairs:

The Committee on Military Affairs report

House Joint Resolution No. 522, entitled

Joint Resolution awarding to Chas. F. Sanscrainte a medal of honor for distinguished gallantry during the civil war;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 413 (file No. 127), entitled

A bill to provide a tax to meet the amounts disbursed by the state for the current expenses of the Michigan State Prison, the State House of Correction and Branch Prison, Upper Peninsula, and the Michigan Reformatory;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

House bill No. 414 (file No. 128), entitled

A bill to provide a tax to meet the amounts disbursed by the State at the several asylums for the support of patients under the several laws relating thereto;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 447 (file No. 99), entitled

A bill to amend section 32 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6121 of the Compiled Laws;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 65 (file No. 216), entitled

A bill to make appropriations for the State Public School for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Public School.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 100 (file No. 187), entitled

A bill to regulate the issuing of warehouse certificates in certain cases;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 430 (file No. 100), entitled

A bill to prohibit the manufacture, sale, offering for sale or leasing or possessing any coin-controlled machine or machines, commonly known as slot machines, and to provide a punishment for the violation thereof;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill :

House bill No. 596 (file No. 189), entitled

A bill to amend sections 9, 11, 25 and 67 of act No. 204 of the Public Acts of 1901, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act," and to add two new sections thereto to stand as sections 68a and 68b;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read :

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill :

House bill No. 607 (file No. 190), entitled

A bill to amend section 12 of act No. 232 of the Public Acts of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations";

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 613 (file No. 193), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1899, entitled "An act to provide for the examination, regulation, licensing and registration of physicians and surgeons, and for the punishment of offenders against this act, and to repeal acts and parts of acts in conflict therewith," as amended by act No. 191 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 650 (file No. 188), entitled

A bill to protect the owners of bottles, cans, ice cream cans, jars, tubs, ice cream tubs, boxes, siphons, fountains and kegs used in the sale of milk, cream, ice cream, butter, or other dairy products, soda water, mineral, drinking or aerated water, porter, ale, cider, ginger ale, small beer, lager beer, Weiss beer, beer, white beer, fruits, preserves, cordials, drugs, medicines, mixtures, perfumes, compounds or other manufactured articles or beverages and to repeal acts No. 224 of the Public Acts of 1901, and act No. 36 of the Public Acts of 1897, and to repeal all acts or parts of acts inconsistent herewith;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 704, entitled

A bill to authorize the village of Luther, in the county of Lake, State of Michigan, to borrow money and issue bonds therefor, and to provide for the payment of the same, for the constructing and furnishing a village building and making public improvements;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee.

Mr. Farr moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Russell	Yeomans
Ely	Linsley	Seeley	President pro tem
Farr			29

NAYS.

0

The title of the bill was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 3 (file No. 192), entitled

A bill to amend section 1 of act No. 86 of the Public Acts of 1897.

entitled "An act for the protection of certain fur-bearing animals," the same being section 5825 of the Compiled Laws of the year 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 54, entitled

A bill to define and to protect fishing rights and privileges in that portion of Saginaw bay bordering on Arenac and Iosco counties, State of Michigan;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 749, entitled

A bill to revise and amend the charter of the city of Saginaw;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 323, entitled

A bill to amend sections 8, 9 and 12 of act No. 475 of the Local Acts of 1903, entitled "An act to establish and provide justices' courts in the city of Detroit, and to repeal act No. 426 of the Local Acts of 1901, approved May 13, 1901," approved May 20, 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Pending the reference of the bill to the Secretary for printing and presentation to the Governor,

Mr. MacKay moved to suspend Rule 36, limiting the time within which a motion to reconsider a vote may be made.

The motion prevailed, two-thirds of all the Senators elect voting therefor.

Mr. MacKay moved to reconsider the vote by which the Senate on April 20, ordered the above entitled bill to take effect May 1, 1905.

The motion prevailed.

The question being on the motion that the bill be ordered to take effect May 1, 1905,

The motion did not prevail, two-thirds of all the Senators elect not voting therefor.

Mr. MacKay moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 1, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 67, entitled

A bill to provide for the payment of salaries to the sheriff, clerk, treasurer, register of deeds and deputies of said offices of Genesee county, Michigan, and provide for the collection of all fees and payment of the same to the county treasurer;

And to inform the Senate that in the passage of the bill, the House has concurred.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 4, entitled

A bill to amend section 8 of chapter 65 of the Revised Statutes of 1846, entitled "Of alienation by deed and the proof and recording of conveyances and the canceling of mortgages," the same being section 8962 of the Compiled Laws of 1897, as amended by act No. 117 of the Public Acts of 1903;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Van Akin introduced

Senate bill No. 359, entitled

A bill to amend section 1 of act No. 23 of the Public Acts of 1893, as amended by act No. 98 of the Public Acts of 1903, as further amended by House Enrolled Act No. 37 of the acts of the legislature of 1905, entitled "An act to prohibit the taking, catching or destruction of fish in Raisin river of this state."

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Cook introduced

Senate bill No. 360, entitled

A bill to amend sections 2 and 4 of act No. 368 of the Session Laws of 1871, and acts amendatory thereof, entitled "An act to incorporate the union school district of the city of Owosso."

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.



Mr. Brown moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Kane to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

I.

Senate bill No. 338 (file No. 125), entitled

A bill to amend sections 3, 5 and 6 of "An act to provide for the incorporation of baseball clubs or companies," approved June 6, 1883, being compiler's sections 7676, 7678, 7679 of the Compiled Laws of 1897;

Also:

Senate bill No. 322 (file No. 124), entitled

A bill to amend act No. 185 of the Public Acts of 1897, entitled "An act to provide for the publication of the proceedings of the annual school meeting, and an annual financial statement, in graded school districts in which a newspaper is published, and to provide for the expense thereof, and fixing a penalty for failure to make such publication," being sections 4800 and 4801 of the Compiled Laws of 1897;

Also:

Senate bill No. 227 (file No. 126), entitled

A bill to amend section 1 of act 149 of the Public Acts of 1893, being section 4262 of the Compiled Laws of 1897, entitled "An act to provide for a county and township system of roads, and to prescribe the powers and duties of the officers having the charge thereof";

Also:

Senate bill No. 321 (file No. 128), entitled

A bill to amend section 14 of act 133 of the Public Acts of 1879, entitled "An act to establish an institution under the name and style of the Michigan Reform School for Girls," approved May 31, 1879, the same being compiler's section 2214 of the Compiled Laws of 1897;

Also:

House bill No. 332 (file No. 156), entitled

A bill to regulate the use of artesian and other wells; to prevent the waste of waters therefrom, and provide a remedy therefor;

Also:

House bill No. 407 (file No. 186), entitled

A bill making appropriations for the Michigan School for the Blind for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax therefor;

Also:

House Joint Resolution No. 66, entitled

Joint Resolution authorizing the board of control of the State Public School to use for other purposes an appropriation made by section 2 of act No. 64 of the Public Acts of 1903, entitled "An act to make appro-

priations for the State Public School for the fiscal years ending June 30, 1904, and June 30, 1905, and to provide a tax to meet the same," for the purpose of building a grain barn;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

Senate bill No. 303 (file No. 127), entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts or parts of acts in anywise contravening any of the provisions of this act," the same being compiler's sections 3824 to 3962 inclusive, by inserting after section 61 a new section to stand as section 61a;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

## III.

House bill No. 449 (file No. 132), entitled

A bill to amend section 22 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6111 of the Compiled Laws;

Have made an amendment thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and further recommend that the bill be laid on the table.

The committee of the whole have also had under consideration the following:

## IV.

House Joint Resolution No. 392 (file No. 97), entitled

Joint Resolution proposing an amendment to the constitution relative to the compensation of the members of the Legislature.

And have directed their chairman to report the same back to the Senate with the recommendation that the Joint Resolution be laid on the table.

H. J. KANE,  
Chairman.

The report was accepted.

The bills and Joint Resolution named in part I of the report were placed on the order of Third Reading of Bills.

Mr. Kane moved that the Senate concur in the amendment made to the bill named in part II of the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

Mr. Kane moved that the Senate concur in the amendment made to the bill named in part III of the report.

The motion prevailed.

Mr. Kane moved that the Senate concur in the further recommendation of the committee that the bill named in part III of the report be laid on the table.

The motion prevailed.

Mr. Kane moved that the Senate concur in the recommendation of the committee that the Joint Resolution named in part IV of the report be laid on the table.

The motion prevailed.

#### THIRD READING OF BILLS.

Senate bill 338 (file No. 125), entitled

A bill to amend sections 3, 5 and 6 of "An act to provide for the incorporation of baseball clubs or companies," approved June 6, 1883, being compiler's sections 7676, 7678, 7679 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
Farr	Linsley	Seeley	President pro tem

28

#### NAYS.

0

The title of the bill was agreed to.

Senate bill No. 322 (file No. 124), entitled

A bill to amend act No. 185 of the Public Acts of 1897, entitled "An act to provide for the publication of the proceedings of the annual school meeting, and an annual financial statement, in graded school districts in which a newspaper is published, and to provide for the expense thereof, and fixing a penalty for failure to make such publication," being sections 4800 and 4801 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
Farr	MacKay .	Seeley	Presidentprotem
Fyfe			29
NAYS.			0

The title of the bill was agreed to.

Senate bill No. 227 (file No. 126), entitled

A bill to amend section 1 of Act 149 of the Public Acts of 1893, being section 4262 of the Compiled Laws of 1897, entitled "An act to provide for a county and township system of roads, and to prescribe the powers and duties of the officers having the charge thereof;"

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jenks	Moriarty	Traver
Cook	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
Farr	MacKay	Seeley	Presidentprotem
Fyfe			29
NAYS.			0

The title of the bill was agreed to.

Senate bill No. 321 (file No. 128), entitled

A bill to amend section 14 of Act 133 of the Public Acts of 1879, entitled "An act to establish an institution under the name and style of the Michigan Reform School for Girls," approved May 31, 1879, the same being compiler's section 2214 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Yeomans
Ely	Kane	Russell	Presidentprotem
Farr	Linsley	Seeley	27
NAYS.			0

The title of the bill was agreed to.

House bill No. 332 (file No. 156), entitled

A bill to regulate the use of artesian and other wells; to prevent the waste of waters therefrom, and provide a remedy therefor;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Linsley	Mr. Seeley
Baird	Hayden	Martindale	Sheldon
Brown	Heine	Moffatt	Smith
Cook	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Yeomans
Ely	Kane	Russell	President protem
Farr			25

## NAYS.

Mr. MacKay	Mr. Traver	2
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The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 407 (file No. 186), entitled

A bill making appropriations for the Michigan School for the Blind for building and special purposes and for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax therefor;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Martindale	Mr. Sheldon
Baird	Hayden	Moffatt	Smith
Brown	Heine	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Curtis	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President protem
Farr	MacKay	Seeley	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House Joint Resolution No. 66, entitled

Joint Resolution authorizing the Board of Control of the State Public School to use for other purposes an appropriation made by section 2 of act No. 64 of the Public Acts of 1903, entitled "An act to make appropriations for the State Public School for the fiscal years ending June 30, 1904, and June 30, 1905, and to provide a tax to meet the same," for the purpose of building a grain barn;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Woodman
Ely	Kane	Russell	Yeomans
Farr	Linsley	Seeley	Presidentprotem
			28

## NAYS.

0

The title of the Joint Resolution was agreed to.

Mr. Linsley moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

Senate bill No. 303 (file No. 127), entitled

A bill to amend act No. 206 of the Public Acts of 1893, approved June 1, 1893, entitled "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied; making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased; and to repeal act No. 200 of the Public Acts of 1891, and all other acts or parts of acts in anywise contravening any of the provisions of this act," the same being compiler's sections 3824 to 3962 inclusive, by inserting after section 61 a new section to stand as section 61a;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Baird	Hayden	Martindale	Smith
Brown	Heine	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Woodman
Ely	Kane	Russell	Yeomans
Farr	Linsley	Seeley	Presidentprotem
			28

## NAYS.

0

The title of the bill was agreed to.

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Mr. Seeley moved that the Senate resolve itself into

**EXECUTIVE SESSION. \***

The motion prevailed, the time being 3:35 o'clock p. m.

The executive session closed, the time being 3:40 o'clock p. m.

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By unanimous consent the Senate returned to the order of

**REPORTS OF STANDING COMMITTEES.**

By the Committee on Gaming Interests:

The Committee on Gaming Interests report

Senate bill No. 44 (file No. 1), entitled

A bill to revise and amend the laws for the protection of game and fish;

With the accompanying substitute therefor, having the same title;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

S. C. TRAVER,  
Chairman.

The report was accepted and the committee discharged.

Mr. Traver moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

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By unanimous consent the Senate returned to the order of

**MESSAGES FROM THE HOUSE.**

The following message from the House was received and read:

House of Representatives.  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House respectfully to request the return to the House of the following bill:

House bill No. 705, entitled

A bill to prevent hunting for game on Sunday in the townships of Green Oak, Hamburg and Putnam, in the county of Livingston, to authorize the arrest of persons so offending, and to prescribe a penalty therefor.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

Mr. Rumer moved to discharge the Committee on Judiciary from the further consideration of the above entitled bill.

The motion prevailed.

The question then being on complying with the request of the House for the return of the bill,

Mr. Rumer moved that the request be granted.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., May 1, 1905.

To the President of the Senate:

Sir—

Senate substitute for Senate Joint Resolutions Nos. 62 and 180 (enrolled No. 74);

Also:

Senate bill No. 36 (file No. 51, enrolled No. 82);

Also:

Senate bill No. 159 (file No. 62, enrolled No. 83);

Also:

Senate bill No. 331 (enrolled No. 84);

Also:

Senate bill No. 329 (enrolled No. 85);

Also:

Senate bill No. 333 (enrolled No. 86);

Also:

Senate bill No. 12 (file No. 50, enrolled No. 87);

Also:

Senate bill No. 233 (file No. 81, enrolled No. 88);

Also:

Senate bill No. 34 (file No. 26, enrolled No. 89);

Also:

Senate bill No. 210 (House file No. 169, enrolled No. 91);

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

The Secretary also submitted the following report:

Lansing, Mich., May 2, 1905.

To the President of the Senate:

Sir—

Senate bill No. 149 (file No. 36, enrolled No. 63);

Also:

Senate bill No. 110 (file No. 31, enrolled No. 80);

Also:



Senate bill No. 211 (file No. 102, enrolled No. 92) ;

Also :

Senate bill No. 336 (enrolled No. 93) ;

Also :

Senate bill No. 112 (enrolled No. 94) ;

Also :

Senate bill No. 296 (enrolled No. 95) ;

Also :

Senate bill No. 334 (enrolled No. 96) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,

ELBERT V. CHILSON,  
Secretary of the Senate.

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Mr. MacKay moved that the Senate adjourn.

The motion prevailed, the time being 3:45 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.

## SEVENTY-SECOND DAY.

Lansing, Wednesday, May 3, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. W. P. French, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Curtis, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Woodman, Yeomans, President pro tem.—31.

The following Senator was absent with leave: Mr. Mills.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, May 3, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 149 (enrolled No. 63), being

An act to amend section 10 of an act, entitled "An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith," approved June 4, 1897, being sections 7618 to 7638 inclusive, of the Compiled Laws of 1897;

Also:

Senate bill No. 159 (enrolled No. 83), being

An act to amend section 4 of act No. 53 of the Public Acts of 1901, entitled "An act for the organization of Corporate Congregational Churches;"

Also:

Senate bill No. 331 (enrolled No. 84), being

An act to authorize the township board of the township of Hem-

atite, in the county of Iron, to establish, equip and maintain a fire department in said township, to provide a water supply for said department and the inhabitants of said township; to borrow money for the purpose of establishing and equipping said fire department and to issue the negotiable bonds of said township therefor, and to appropriate certain moneys to maintain said fire department and water supply;

Also:

Senate bill No. 329 (enrolled No. 85), being

An act to authorize the board of supervisors of the county of Houghton, in this State, to borrow money upon the bonds of said county, for the purpose of repairing and reconstructing the draw span of the Portage Lake bridge, and for doing any other work made necessary by such repairing and reconstructing;

Also:

Senate bill No. 333 (enrolled No. 86), being

An act to authorize the village of Iron River, in the county of Iron, and State of Michigan, to borrow money and issue bonds therefor, the proceeds of which are to be used to acquire by purchase, or to construct, operate and maintain independently or in connection with the water works of the said village, either within or without the said village, a power and heating plant and works for the purpose of supplying said village and the inhabitants thereof and other persons, or any of them, with power and heat and electric or other lights;

Also:

Senate bill No. 233 (enrolled No. 88), being.

An act to provide for the incorporation of Knights of Pythias Associations;

Also:

Senate bill No. 296 (enrolled No. 95), being

An act to abolish the board of public works in the city of Marine City, and transfer the powers and duties of said board to the common council of said city.

Very respectfully,

FRED M. WARNER,  
Governor.

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Judiciary:

The Committee on Judiciary report

House bill No. 153 (file No. 144), entitled

A bill to amend act 186 of the Public Acts of 1895, entitled "An act to provide for the examination of witnesses in open court in causes in chancery, and for the settlement of the evidence taken upon such examination and hearing; and for the settlement of a case where the evidence is taken before a circuit court commissioner," the same being section 10188 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 272, entitled

A bill to regulate the practice of circuit courts upon motions to quash, demurrers and dilatory pleas, and to provide for the review of decisions thereon by the Supreme Court;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report

Senate bill No. 358, entitled

A bill to punish persons under 21 years of age who shall make to any druggist, pharmacist or druggist's clerk any statement or representation that he is 21 years of age or upwards for the purpose of inducing any such druggist, pharmacist or druggist's clerk to sell or furnish such person any malt, brewed, spirituous, vinous or fermented liquors;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Banks and Corporations:

The Committee on Banks and Corporations report

House bill No. 473 (file No. 158), entitled

A bill to amend section 7 of Act 198 of the Public Acts of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this State," being section 6232, Compiled Laws of 1897, as amended by Acts No. 180 and 266 of the Public Acts of 1899 and by Acts No. 80 and 153 of the Public Acts of 1901;

With the recommendation that the bill pass.

WM. L. CURTIS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Railroads:

The Committee on Railroads report

House bill No. 472 (file No. 159), entitled

A bill to amend sections 1 and 7 of act No. 171, Public Acts of 1893, entitled "An act to regulate the construction of the tracks of railroads and street railroads across each other, and the stringing of wires, electric or other, over railroad tracks, and relative to the maintenance of such

tracks heretofore so constructed, and wires heretofore so strung," the same being section 6349, Compiled Laws of 1897;

With the recommendation that the bill pass.

M. H. MORIARTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Printing:

The Committee on Printing report  
Senate bill No. 144, entitled

A bill to provide for the publication of volumes 10 and 11 of the reports of the Board of Geological Survey, to make an appropriation therefor for the fiscal year ending June 30, 1906, and to provide a tax to meet the same, and also to provide for the publication of the annual reports of said board;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

S. A. SHELDON,  
Chairman.

The report was accepted and the committee discharged.

Mr. Sheldon moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Roads and Bridges:

The Committee on Roads and Bridges report  
Senate bill No. 353, entitled

A bill to amend section 1 of act No. 76 of the Public Acts of 1899, entitled "An act to protect sidewalks and sidepaths, and to provide a penalty for its violation;"

With the recommendation that the bill pass.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Taxation:

The Committee on Taxation report  
House bill No. 46 (file No. 126), entitled

A bill regulating the taxation of steam vessels, sailing vessels, boats and other water craft.

With the following amendment thereto:

By inserting in line 10 of section 1 after the word "vessel" the words "constructed of steel or iron and a sum equal to five cents per ton on the registered tonnage of such vessels constructed of wood."

Recommend that the amendment be concurred in, and that when so amended the bill pass.

GEO. N. JONES,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jones moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Elections:

The Committee on Elections report

House bill No. 553 (file No. 176), entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions, in certain cases, to regulate and protect primary elections, and to prescribe penalties for violation of the provisions of this act;

With the accompanying substitute therefor, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions, in certain cases, to regulate and protect primary elections, and to prescribe penalties for violation of the provisions hereof;

Recommend that the substitute be concurred in, that the bill as substituted be printed and further recommend that the bill be made a special order for Tuesday, May 9.

JOHN BAIRD, Chairman,  
ALBERT O. HEINE,  
A. B. COOK,  
Majority of the Committee.

The question being on accepting the report submitted by a majority of the committee,

Mr. Brown sent to the Secretary's desk the following, which he stated was a report of a minority of the Committee on Elections, and moved that the report be substituted for the majority report:

By the minority of the Committee on Elections:

The undersigned, a minority of the Committee on Elections, report

Senate bill No. 243 (file No. 75), entitled

A bill to provide for the holding of primary elections and conventions, for the registration of electors and enrollment of parties for political committees and for the punishment of any violation thereof;

Recommend that the bill be substituted for the bill reported by the majority of the committee and that when so substituted the bill pass.

W. E. BROWN,  
BELA W. JENKS,  
Minority of the Committee.

The President pro tem. held the report submitted and the recommendation made by the minority of the committee not in order, and stated that the report could only be received as representing the views of the minority.

Mr. Brown appealed from the decision of the chair,

On which appeal he demanded the yeas and nays.

The question being, "Shall the decision of the chair stand as the judg-

ment of the Senate?" the decision of the chair was sustained, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Hayden	Martindale	Sheldon
Cook	Heine	Moffatt	Traver
Curtis	Jones	Peek	Van Akin
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	President pro tem
			24

## NAYS.

Mr. Brown	Mr. Fyfe	Mr. Jenks	Mr. Woodman
Cropsey			
			5

The question then being on accepting the report submitted by a majority of the committee,

Mr. Brown demanded the yeas and nays.

The report was then accepted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Seeley
Baird	Heine	Moffatt	Sheldon
Cook	Jones	Moriarty	Traver
Cropsey	Kane	Peek	Van Akin
Curtis	Linsley	Rumer	Yeomans
Doherty	MacKay	Russell	President pro tem
Ely			26

## NAYS.

Mr. Brown	Mr. Hayden	Mr. Smith	Mr. Woodman
Fyfe	Jenks		
			6

Pending the announcement of the vote, Mr. Baird demanded the vote of Mr. Fyfe.

Whereupon Mr. Fyfe voted "nay" and was so recorded.

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Mr. Fyfe arose to a

## QUESTION OF PERSONAL PRIVILEGE,

And stated that he declined to vote when his name was called by the Secretary on the above roll call, as he was satisfied that neither the committee's report nor that of the minority are well considered, earnest efforts to give the people a workable primary reform system.

The question then being on the recommendation contained in the majority report, that the bill, as substituted, be made a special order for Tuesday, May 9,

Mr. Doherty moved to amend the report by substituting "Wednesday, May 10, at 3 o'clock p. m.," for "Tuesday, May 9."

The amendment was adopted.

The question then being on the adoption of the majority report, as amended,

The report was adopted and the bill was made a special order for Wednesday, May 10, at 3 o'clock p. m.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 608, entitled

A bill to authorize and enable the city of Ann Arbor to build, construct and install a garbage crematory, or plant, to purchase land, machinery and appurtenances therefor, and to raise the money for such purpose by a tax or loan;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Seeley
Baird	Fyfe	Martindale	Sheldon
Brown	Hayden	Moffatt	Smith
Cook	Jenks	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	President pro tem
Ely			29

#### NAYS.

0

The title of the bill was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 106, entitled

A bill to amend section 11 of title 2 and section 14 of title 6 and section 2 of title 10 of Act 322 of the Local Acts of 1903, entitled "An act to incorporate the city of Muskegon Heights in Muskegon county and for that purpose to detach certain territory from Muskegon and Norton townships in said county and attach the same to said city and to dissolve



the corporation Village of Muskegon Heights," and to repeal all acts and parts of acts inconsistent herewith;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Sheldon moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Russell
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	President pro tem
			28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Sheldon moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 497 (file No. 137), entitled

A bill to amend section 25 of chapter 7 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," said section being section 2793 of the Compiled Laws of 1897 and relating to the manner of paying expenses for the construction of sewers, drains and water courses in incorporated villages;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

The bill was refered to the committee of the whole and placed on the General Order.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 667, entitled

A bill to amend section 280 of act No. 321 of the Local Acts of 1897, entitled "An act to amend and revise the charter of the city of Adrian;"

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Russell
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Yeomans
Doherty	Kane	Rumer	Presidentprotem
Ely	Linsley		26
NAYS.			0

The title of the bill was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Cities and Villages:

The Committee on Cities and Villages report

House bill No. 575, entitled

A bill to detach certain territory from the city of Omer, and attach the same to the township of Arenac, Arenac county, Michigan;

With the recommendation that the bill pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor by, yeas and nays, as follows:

YEAS.			
Mr. Ashley	Mr. Farr	MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Peek	Woodman
Curtis	Kane	Rumer	Yeomans
Doherty	Linsley	Russell	Presidentprotem
Ely			29
NAYS.			0

The title of the bill was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

Senate bill No. 54, entitled

A bill to define the duties of the coroners of the county of Wayne, to fix their qualifications and to provide for their compensation;

With the accompanying substitute therefor, entitled

A bill to define the qualifications of the coroners of the county of Wayne, to prescribe their powers and duties, and to fix their compensation;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ashley moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Ashley moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Curtis  
Doherty  
Ely

Mr. Farr  
Fyfe  
Hayden  
Jenks  
Jones  
Kane  
Linsley

Mr. MacKay  
Martindale  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem  
29

#### NAYS.

0

The title of the bill was agreed to.

Mr. Ashley moved that the bill be ordered to take effect January 1, 1907.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take effect January 1, 1907.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report

Senate bill No. 345, entitled

A bill to amend section 2 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," being section 3339 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Saline Interests:

The Committee on Saline Interests report

Senate bill No. 187, entitled

A bill to amend sections 1, 3, 4, 5 and 8 of act No. 29 of the Public Acts of 1869, entitled "An act to regulate the manufacture, and provide for the inspection of salt," being sections 4911, 4913, 4914, 4915 and 4918 respectively, of the Compiled Laws of 1897;

With the recommendation that the bill pass.

A. J. PEEK,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 325 (file No. 118), entitled

A bill to create and establish a state Highway Department by the appointment of a State Highway Commissioner and assistants, and defining the powers and duties of the office, and to provide for a system of State co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

With the following amendments thereto:

1. By inserting in line 16 of section 5 after the word "provisions" the words "contained in sections four and five."

2. By inserting in line 6 of section 9 after the word "conjointly" the words "on boundary line roads."

3. By striking out of line 16 of section 9 the words "said highway department" and inserting in lieu thereof the words "the State Treasury."

4. By inserting in line 18 of section 9 after the words "-ships acting conjointly" the words "on boundary line roads."

5. By striking out of lines 21, 22 and 23 of section 9 the words "give a warrant on the State Treasury to the proper authorities, for the amount of reward due, for the amount and class of road built" and inserting in lieu thereof the word "verify the same to the Auditor General of the State, who shall draw a warrant upon the State Treasurer, payable to the proper authorities in such township or county, or townships or counties, for the amount of reward due them, for the amount of and class of road built."

6. By inserting in line 48 of section 10 after the word "rolled" the words "and properly bonded with sufficient stone screenings."

7. By inserting in line 4 of section 11 after the word "money" the words "by tax or by sale of."

8. By striking out of lines 12, 13 and 14 of section 11 the words "in such case, this money shall be used only for the payment of the principal of the bonds" and inserting in lieu thereof the words "in case the road

building money was raised by the sale of bonds, the State reward money shall be used only for the payment of the principal of the bonds."

9. By striking out of line 3 of section 16 the word "sixty" and inserting in lieu thereof the word "thirty."

10. By striking out of line 4 of section 16 the words "one hundred ten" and inserting in lieu thereof the word "sixty."

11. By striking out of line 2 of section 17 the word "sixty" and inserting in lieu thereof the word "thirty."

12. By striking out of lines 3 and 4 of section 17 the words "one hundred ten" and inserting in lieu thereof the word "sixty."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 146, entitled

A bill providing for a biological survey of the state;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 148, entitled

A bill providing for the extension of the work of the State Board of Geological Survey and making an appropriation to meet the expenses therefor;

With the following amendments thereto:

1. By striking out of line 4 of section 2 the word "five" and inserting in lieu thereof the word "two."

2. By inserting in line 5 of section 2, after the figures "1906," the words "and each year thereafter."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:  
The Committee on Finance and Appropriations report  
Senate bill No. 165, entitled

A bill authorizing the appointment of a commission to ascertain and exactly determine the position of Michigan's troops at the battle of Shiloh, providing for the erection of suitable monuments and markers, and making an appropriation to pay for such monuments and markers, and the necessary expenses of the members of the commission;

With the accompanying substitute therefor, entitled

A bill authorizing the appointment of a commission to ascertain and exactly determine the position of Michigan troops in the battle of Pittsburg Landing or Shiloh, and to make an appropriation to pay the necessary traveling expenses of the members of the commission;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Military Affairs:  
The Committee on Military Affairs report  
House bill No. 533 (file No. 170), entitled

A bill to prevent persons from unlawfully using or wearing the badge or button of the Grand Army of the Republic, the Loyal Legion of the United States, or the United Spanish War Veterans, and to repeal section 11768 of the Compiled Laws of 1897;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Military Affairs:  
The Committee on Military Affairs report  
House bill No. 596 (file No. 189), entitled

A bill to amend sections 9, 11, 25 and 67 of act No. 204 of the Public Acts of 1901, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act," and to add two new sections thereto to stand as sections 68a and 68b;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report  
Senate bill No. 164, entitled

A bill to amend section 8 of act No. 196 of the Public Acts of 1903, being entitled "An act to create a commission and define its duties and powers and make an appropriation of money for the purpose of making an exhibit of the various manufactures and products of the State of Michigan at the Louisiana Purchase Exposition at St. Louis, Mo., in the year 1904, and to provide a tax to meet same, approved June 10, 1903;

With the accompanying substitute therefor, entitled

A bill to amend section 8 of act No. 196 of the Public Acts of 1903, being entitled "An act to create a commission and define its duties and powers and make an appropriation of money for the purpose of making an exhibit of the various manufactures and products of the State of Michigan at the Louisiana Purchase Exposition at St. Louis, Missouri, in the year 1904, and to provide a tax to meet same," approved June 10, 1903, and to amend said act by adding thereto a new section to stand as section 10;

Recommend that the substitute be concurred in and that the bill, as substituted, be referred to the Committee on Finance and Appropriations.

CHARLES SMITH,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the Committee on Finance and Appropriations.

By the Committee on Fisheries:

The Committee on Fisheries report  
House bill No. 54, entitled

A bill to define and to protect fishing rights and privileges in that portion of Saginaw bay bordering on Arenac and Iosco counties, State of Michigan;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Sheldon
Baird	Farr	Martindale	Smith
Brown	Fyfe	Moffatt	Traver
Cook	Hayden	Moriarty	Van Akin
Cropsey	Jenks	Peek	Yeomans
Curtis	Jones	Rumer	Presidentprotem
Doherty	Kane	Seeley	27

NAYS.

0

The title of the bill was agreed to.



Mr. Doherty moved that the bill be ordered to take immediate effect.  
The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:  
The Committee on Fisheries report  
Senate bill No. 264, entitled  
A bill to prohibit the spearing of fish through the ice during the months of December, January, February and March of each year in Houghton Lake, Roscommon county;  
With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.  
Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.  
The motion prevailed, two-thirds of all the Senators present voting therefor.  
The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Farr	Mr. MacKay	Mr. Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Russell	Presidentprotem
			28

NAYS. 0

The title of the bill was agreed to.

By the Committee on Fisheries:  
The Committee on Fisheries report  
House bill No. 572, entitled  
A bill to provide for the lawful taking of cisco fish in the waters of Corey lake, in St. Joseph County;  
With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.  
Mr. Linsley moved that the rules be suspended, and that the bill be placed on its immediate passage.  
The motion prevailed, two-thirds of all the the Senators present voting therefor.



The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. Martindale	Mr. Smith
Brown	Hayden	Moffatt	Traver
Cook	Jenks	Moriarty	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President protem
Ely	MacKay	Sheldon	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Linsley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Religious and Benevolent Societies:

The Committee on Religious and Benevolent Societies report  
House bill No. 258 (file No. 155), entitled

A bill to provide for the exercise by religious societies of corporate powers for certain purposes;

With the recommendation that the bill pass.

WALTER YEOMANS,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

## MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 760, entitled

A bill to authorize the city of Flint, in the county of Genesee, to borrow money and issue bonds therefor, for the purpose of erecting a city hall and a fire station and furnishing and equipping them;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird	Mr. Farr	Mr. MacKay	Mr. Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
Ely	Linsley	Seeley	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Rumer moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 713, entitled

A bill to authorize townships, cities and villages to appropriate money to defray the expenses of the proper observance of Memorial or Decoration Day;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and on motion of Mr. Hayden, was referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 753, entitled

A bill authorizing the township of Springville in the county of Wexford, to issue bonds in the amount of not more than \$10,000, for the

construction of a bridge or bridges over the Manistee river in said township, and to provide for the manner of issuing the same and payment thereof;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Moffatt moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Ely	Mr. Linsley	Mr. Seeley
Baird	Farr	MacKay	Sheldon
Brown	Fyfe	Martindale	Smith
Cook	Hayden	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Curtis	Jones	Rumer	Yeomans
Doherty	Kane	Russell	President pro tem
			28
			0

#### NAYS.

The title of the bill was agreed to.

Mr. Moffatt moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the the Senators present voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
 May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
 House bill No. 756, entitled

A bill to authorize the district board of school district No. 5 of the township of Mikado, in the county of Alcona, to issue the bonds of said school district to the amount of \$1,250 for the purpose of refunding the bonded indebtedness of said district;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
**CHARLES S. PIERCE,**  
 Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	MacKay		30

## NAYS.

0

The title of the bill was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 75 (file No. 16), entitled

A bill to amend section 16 of act No. 313 of the Public Acts of 1887, entitled "An act to provide for the taxation and regulation of the business of manufacturing, selling, keeping for sale, furnishing, giving or delivering of spirituous and intoxicating liquors, and malt, brewed or fermented liquors, and vinous liquors in this state, and to repeal all acts or parts of acts inconsistent with the provisions of this act," being compiler's section 5394 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Liquor Traffic.

The following message from the House was also received and read :

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill :

House bill No. 93 (file No. 215), entitled

A bill making appropriations for the Michigan State Prison for general repairs and special purposes for the fiscal year ending June 30, 1906, and to provide a tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Prison at Jackson.

The following message from the House was also received and read :

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill :

House bill No. 115 (file No. 236), entitled

A bill making appropriations for the Upper Peninsula Hospital for the Insane at Newberry, for the biennial period ending June 30, 1906, for building and special purposes, and to provide a tax to meet the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Asylum for Insane at Newberry.

The following message from the House was also received and read :

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill :

House bill No. 466 (file No. 234), entitled

A bill to make appropriations for buildings and permanent improvements for the Upper Peninsula Experiment Station for the fiscal years ending June 30, 1906, and June 30, 1907;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 494 (file No. 242), entitled

A bill making an appropriation for furnishing and for completing the equipment of the psychopathic ward upon the hospital grounds of the University of Michigan, and providing for the internal administration of said ward, and for the establishing, equipping and maintaining therein of a clinical laboratory of research for the instruction of medical students and for the benefit of the State hospitals for the insane, and making an annual appropriation for the payment of the salaries of a pathologist in charge of said ward and of an assistant to said pathologist, and for meeting the current annual expenses of maintaining said laboratory of clinical research;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on University.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 395 (file No. 142), entitled

A bill to regulate the employment of expert witnesses;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following Joint Resolution:

House Joint Resolution No. 432 (file No. 177), entitled  
Joint Resolution proposing an amendment to section 1 of article 7 of the State constitution, relative to the qualification of electors;  
And to inform the Senate that the Joint Resolution has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 509, entitled

A bill to authorize the sale of state tax lands located within the limits of the city of Saginaw and other lands located within the limits of said city and bid off to the state for unpaid taxes and now held by the state, at less than the total of taxes, interest and other charges against said lands, and to repeal all acts and parts of acts inconsistent therewith;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on State Lands.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 556 (file No. 199), entitled

A bill to amend sections 16 and 17 of chapter 71 of the Revised Statutes of 1846, entitled "Of the inventory and collection of the effects of deceased persons," the same being sections 9363 and 9364 of the Compiled Laws of 1897;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 639 (file No. 196), entitled

A bill to provide for the extension of the corporate life of corporations, organized under the laws of this state, whose term of existence would otherwise expire, and to fix the rights, duties and liabilities of such renewed corporations;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Banks and Corporations.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 660 (file No. 198), entitled

A bill to amend section 7 of act No. 237 of the Public Acts of 1899, entitled "An act to provide for the examination, regulation, licensing and registration of physicians and surgeons, and for the punishment of offenders against this act, and to repeal acts and parts of acts in conflict therewith," as amended by act No. 191 of the Public Acts of 1903;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.



In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Public Health.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to re-transmit the following bill:

House bill No. 705, entitled

A bill to prevent hunting for game on Sunday in the county of Livingston, to authorize the arrest of persons so offending, and to prescribe a penalty therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Rumer moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion did not prevail, two-thirds of all the Senators present not voting therefor.

Mr. Rumer moved that the bill be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 765, entitled

A bill to provide for screening the outlet of Hutchins Lake in the townships of Clyde and Ganges, Allegan county, and to prohibit fishing in said lake in any manner, except with hook and line;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Woodman moved that the rules be suspended, and that the bill be placed upon its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	MacKay		30

## NAYS.

0

The title of the bill was agreed to.

Mr. Woodman moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 767, entitled

A bill to designate and establish a State road in the county of Arenac, through the townships of Mason, Turner and Whitney;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans
Doherty	Linsley	Seeley	President pro tem
Ely	MacKay		30

## NAYS.

0

The title of the bill was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House substitute for Senate bill No. 293 and House bill No. 129 (file No. 235), entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for building and special purposes for the said institution for the fiscal year ending June 30, 1906, and to provide a tax to meet the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE.

Clerk of the House of Representatives.

The question being on concurring in the adoption of the substitute passed by the House,

Mr. Kane moved that the Senate concur.

The motion prevailed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Martindale	Mr. Sheldon
Baird	Fyfe	Moffatt	Smith
Brown	Hayden	Moriarty	Traver
Cook	Jenks	Peek	Van Akin
Cropsey	Jones	Rumer	Woodman
Curtis	Kane	Russell	Yeomans

Mr. Doherty  
Ely

Mr. Linsley  
MacKay

Mr. Seeley

Mr. President pro tem  
30  
0

NAYS.

The title of the bill was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 16 (file No. 12), entitled

A bill to amend section 37 of act No. 232 of the Public Acts of Michigan of 1903, entitled "An act to revise and consolidate the laws providing for the incorporation of manufacturing and mercantile companies or any union of the two, and for the incorporation of companies for carrying on any other lawful business, except such as are precluded from organization under this act by its express provisions, and to prescribe the powers and fix the duties and liabilities of such corporations;"

And to inform the Senate that the House has amended the same as follows:

1. By striking out of lines 32 and 33 of section 37 the words "anything herein contained to the contrary thereof notwithstanding."

2. By inserting in line 35 of section 37 after the word "act" the words "as they enjoyed at the time of the passage of act No. 232 of the Public Acts of 1903, of which this act is an amendment."

And that in the passage of the bill, as thus amended, the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on concurring in the amendments made to the bill by the House,

Mr. Smith moved that the Senate concur.

The motion prevailed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley  
Baird  
Brown  
Cropsey  
Curtis  
Doherty  
Ely  
Farr

Mr. Fyfe  
Hayden  
Jenks  
Jones  
Kane  
Linsley  
MacKay

Mr. Martindale  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem  
29  
0

NAYS.

The bill was then referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 257 (file No. 87), entitled

A bill to amend section 1 of chapter 32 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27, 1895, said section being compiler's section 3338 of the Compiled Laws of 1897;

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 3, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 136 (file No. 34), entitled

A bill to amend section 21 of act No. 113 of the Session Laws of 1877, entitled "An act to revise the laws providing for the incorporation of companies for mining, smelting and manufacturing iron, copper, silver, mineral coal and other ores or minerals, and to fix the duties and liabilities of such corporations," approved May 11, 1877, being compiler's section 7011 of the Compiled Laws of 1897, as amended by act No. 233 of the Public Acts of 1903;

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,  
May 2, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 330, entitled

A bill to provide for the incorporation of the Social Order of Moose of the State of Michigan;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Brown introduced

Senate bill No. 361, entitled

A bill to provide for the indeterminate sentence as a punishment for crime, upon conviction thereof, and for the detention and release of persons in prison or detained on such sentences and for the expense attending the same.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

Mr. Fyfe, previous notice having been given and leave granted, introduced

Senate bill No. 362, entitled

A bill to amend section 8 of chapter 27 of act No. 215 of the Public Acts of 1895, entitled "An act to provide for the incorporation of cities of the fourth class," approved May 27, 1895, the same being section 3265 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

Mr. Jones introduced

Senate bill No. 363, entitled

A bill to regulate the catching of pickerel with hook and line in the county of St. Clair.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

Mr. Linsley introduced

Senate bill No. 364, entitled

A bill to amend section 2 of act 260 of the Public Acts of 1881, entitled "An act to provide for the protection of children," said section being compiler's section 5554 of the Compiled Laws of 1897.

The bill was read a first and second time by its title and referred to the Committee on Education and Public Schools.

Mr. Ashley introduced

Senate bill No. 365, entitled

A bill to prescribe the manner in which coroners' juries in the county of Wayne may be sworn.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

Mr. Cook introduced

Senate bill No. 366, entitled

A bill making an appropriation for the Michigan Poultry Association for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same.

The bill was read a first and second time by its title and on motion of Mr. Cook was referred to the Committee on Agricultural Interests.

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By unanimous consent the Senate returned to the order of

#### REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate substitute for Senate bill No. 164, entitled

A bill to amend section 8 of act No. 196 of the Public Acts of 1903, entitled "An act to create a commission and define its duties and powers and make an appropriation of money for the purpose of making an exhibit of the various manufactures and products of the State of Michigan at the Louisiana Purchase Exxposition at St. Louis, Missouri, in the year 1904, and to provide a tax to meet same," approved June 10, 1903, and to amend said act by adding thereto a new section to stand as section 10.

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 56, entitled

A bill making appropriations for the Northern Michigan Asylum for the Insane for building and special purposes for the biennial period ending June 30, 1907, and to provide a tax therefor;

With the accompanying substitute therefor, having the same title.

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

Mr. Jones moved that the Senate take a recess until 3:45 o'clock p. m.  
The motion prevailed, the time being 3:25 o'clock p. m.

AFTER RECESS.

3:45 o'clock p. m.

The Senate was called to order by the President pro tem.  
A quorum of the Senate was present.  
The Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:  
The Committee on Cities and Villages report  
House bill No. 609, entitled

A bill to amend section 69, 136, 137, 171, of act No. 331 of the Local Acts of Michigan, of 1889, entitled "An act to reincorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto," approved March 15, 1889, as amended, and revised by the several acts amendatory and revisionary thereof, and to add twelve new sections to be known as sections 118a, 118b, 118c, 118d, 118e, 118f, 118g, 118h, 118i, 118j, 118k and section 124a;

With the accompanying substitute therefor, entitled

A bill to amend sections 69, 134, 135 and 136 of an act, entitled "An act to reincorporate the city of Ann Arbor, revise the charter of said city and repeal all conflicting acts relating thereto," being act No. 331 of the Local Acts of 1889, approved March 15, 1889, as amended by act No. 262 of the Local Acts of 1891, approved March 28, 1891, as amended by act No. 282 of the Local Acts of 1891, approved April 10, 1891, as amended by act No. 368 of the Local Acts of 1893, approved April 27, 1893, as amended by act No. 336 of the Local Acts of 1895, approved March 15, 1895, as amended by act No. 469 of the Local Acts of 1897, approved June 2, 1897, as amended by act No. 356 of the Local Acts of 1899, approved March 30, 1899, as amended by act No. 278 of the Local Acts of 1899, approved February 16, 1899, as amended by act No. 392 of the Local Acts of 1899, approved May 10, 1899, as amended by act No. 543 of the Local Acts of 1903, approved June 18, 1903; and to add twelve new sections to be known as sections 118a, 118b, 118c, 118d, 118e, 118f, 118g, 118h, 118i, 118j, 118k and section 124a;

Recommend that the substitute be concurred in and that the bill, as substituted, pass.

A. W. FARR,  
Chairman.

The report was accepted and the committee discharged.

Mr. Farr moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.



Mr. Peek moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. MacKay	Mr. Sheldon
Baird	Fyfe	Martindale	Smith
Brown	Hayden	Moffatt	Traver
Cropsey	Heine	Moriarty	Van Akin
Curtis	Jenks	Peek	Woodman
Doherty	Kane	Rumer	Yeomans
Ely	Linsley	Seeley	President pro tem
			28

## NAYS.

0

The title of the bill was agreed to.

Mr. Peek moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

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Mr. Fyfe asked and obtained leave of absence for himself from today's session after 4:15 o'clock p. m.

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Mr. Moriarty moved that the Senate resolve itself into the committee of the whole on the

## GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Martindale to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

## I.

House bill No. 250 (file No. 152), entitled

A bill to amend section 1, act No. 56 of the Session Laws of 1903, entitled "An act to provide for the better drainage of highways in certain cases;"

Also:

House Joint Resolution No. 522, entitled

Joint Resolution awarding to Chas. F. Sanscrainte a medal of honor for distinguished gallantry during the Civil War;

Also:

House bill No. 414 (file No. 128), entitled

A bill to provide a tax to meet the amounts disbursed by the State at the several asylums for the support of patients under the several laws relating thereto;

Also:

House bill No. 413 (file No. 127), entitled

A bill to provide a tax to meet the amounts disbursed by the State for the current expenses of the Michigan State Prison, the State House of Correction and Branch Prison, Upper Peninsula, and the Michigan Reformatory;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

The committee of the whole have also had under consideration the following:

## II.

House bill No. 510 (file No. 138), entitled

A bill to amend section 2 of act No. 231 of the Public Acts of 1903, entitled "An act authorizing organized townships in the State of Michigan to borrow money and to issue bonds therefor, for the purpose of providing for the better construction and care of highways in such townships;

Also:

House bill No. 447 (file No. 99), entitled

A bill to amend section 32 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6121 of the Compiled Laws;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend their passage.

FREDERICK C. MARTINDALE,  
Chairman.

The report was accepted.

The bills and Joint Resolution named in Part I of the report were placed on the order of Third Reading of Bills.

Mr. Martindale moved that the Senate concur in the amendments made to the bills named in Part II of the report.

The motion prevailed, and the same were placed on the order of Third Reading of Bills.

---

By unanimous consent the Senate returned to the order of

## REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report

Senate bill No. 69 (file No. 11), entitled

A bill to establish a State Sanatorium in some suitable locality in Mich-

igan, for the care and treatment of persons having tuberculosis, and making appropriations therefor;

With the recommendation that the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

Mr. Moriarty moved that the Senate resolve itself into the committee of the whole on

Senate bill No. 69 (file No. 11), entitled

A bill to establish a State Sanatorium in some suitable locality in Michigan, for the care and treatment of persons having tuberculosis, and making appropriations therefor.

The motion prevailed.

The President pro tem. called Mr. Brown to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the above entitled bill, Have made sundry amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

WILLIAM E. BROWN,  
Chairman.

Mr. Brown moved that the Senate concur in the amendments made to the bill named in the report.

The motion prevailed, and the same was placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

Mr. Woodman moved to take up

Senate bill No. 69 (file No. 11), entitled

A bill to establish a State Sanatorium in some suitable locality in Michigan, for the care and treatment of persons having tuberculosis, and making appropriations therefor;

The motion prevailed.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley  
Baird  
Brown  
Cook  
Cropsey  
Doherty  
Ely

Mr. Farr  
Hayden  
Heine  
Jenks  
Kane  
Linsley  
MacKay

Mr. Martindale  
Moffatt  
Moriarty  
Peek  
Rumer  
Russell  
Seeley

Mr. Sheldon  
Smith  
Traver  
Van Akin  
Woodman  
Yeomans  
President pro tem

28

#### NAYS.

0

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 250 (file No. 152), entitled

A bill to amend section 1, act No. 56 of the Session Laws of 1903, entitled "An act to provide for the better drainage of highways in certain cases";

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Seeley
Baird	Heine	Moffatt	Sheldon
Brown	Jenks	Moriarty	Smith
Cook	Kane	Peek	Traver
Cropsey	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem
Farr			25

#### NAYS.

0

The title of the bill was agreed to.

House Joint Resolution No. 522, entitled

Joint Resolution awarding to Chas. F. Sanscrainte a medal of honor for distinguished gallantry during the Civil War;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jenks	Peek	Traver
Cook	Kane	Rumer	Van Akin
Cropsey	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			25

#### NAYS.

0

The title of the Joint Resolution was agreed to.

Mr. Hayden moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the Joint Resolution was ordered to take immediate effect.

House bill No. 414 (file No. 128), entitled

A bill to provide a tax to meet the amounts disbursed by the State at the several asylums for the support of patients under the several laws relating thereto;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jenks	Peek	Traver
Cook	Kane	Rumer	Van Akin
Cropsey	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr			25

## NAYS.

0

The title of the bill was agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 413 (file No. 127), entitled

A bill to provide a tax to meet the amounts disbursed by the State for the current expenses of the Michigan State Prison, the State House of Correction and Branch Prison, Upper Peninsula, and the Michigan Reformatory;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Smith
Brown	Jenks	Peek	Traver
Cook	Kane	Rumer	Van Akin
Cropsey	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		26

## NAYS.

0

The title of the bill was agreed to.

Mr. Seeley moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 447 (file No. 99), entitled

A bill to amend section 32 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6121 of the Compiled Laws;

Was read a third time and passed, two-thirds of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Seeley
Baird	Heine	Moffatt	Sheldon
Brown	Jenks	Moriarty	Smith
Cook	Kane	Peek	Van Akin
Cropsey	Linsley	Rumer	Yeomans
Ely	MacKay	Russell	President pro tem
Farr			25

## NAYS.

0

The question being on agreeing to the title,

Mr. Brown moved to amend the title so as to read as follows:

A bill to amend section 32 of act No. 205 of the Public Acts of 1887, entitled "An act to revise the laws authorizing the business of banking and to establish a banking department for the supervision of such business," as amended, being compiler's section 6121 of the Compiled Laws of 1897.

The motion prevailed, and the title of the bill was so amended.

The title of the bill as amended was then agreed to.

Mr. Brown moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 510 (file No. 138), entitled

A bill to amend section 2 of act No. 231 of the Public Acts of 1903, entitled "An act authorizing organized townships in the State of Michigan to borrow money and to issue bonds therefor, for the purpose of providing for the better construction and care of highways in such townships;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Hayden	Mr. Moffatt	Mr. Sheldon
Baird	Heine	Moriarty	Smith
Brown	Jenks	Peek	Traver
Cook	Kane	Rumer	Van Akin
Cropsey	Linsley	Russell	Yeomans
Ely	MacKay	Seeley	President pro tem
Farr	Martindale		26

## NAYS.

0

The title of the bill was agreed to.

Mr. Farr moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report  
Senate bill No. 99, entitled

A bill making appropriations for the State Asylum for special purposes  
for the fiscal year ending June 30, 1906, and to provide a tax therefor;

With the accompanying substitute therefor, entitled

A bill making appropriations for the State Asylum for special purposes  
for the fiscal year ending June 30, 1906, and the fiscal year ending June  
30, 1907, and to provide a tax therefor;

Recommend that the substitute be concurred in and that the bill, as  
substituted, pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the adoption of the substi-  
tute reported by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed  
on the General Order.

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By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Rumer moved to take from the table

House bill No. 705, entitled

A bill to prevent hunting for game on Sunday in the county of Living-  
ston, to authorize the arrest of persons so offending, and to prescribe a  
penalty therefor.

The motion prevailed.

Mr. Rumer moved that the bill be re-referred to the Committee on Gam-  
ing Interests.

The motion prevailed.

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The Secretary submitted the following report:

Lansing, Mich., May 3, 1905.

To the President of the Senate:

Sir—

Senate bill No. 195 (file No. 58, enrolled No. 90);

Also:

Senate bill No. 341 (enrolled No. 97) ;

Also :

Senate bill No. 356 (enrolled No. 98) ;

Have been printed and have this day been presented to the Governor for his approval.

Very respectfully,  
ELBERT V. CHILSON,  
Secretary of the Senate.

---

Mr. Russell moved that the Senate adjourn.

The motion prevailed, the time being 4:55 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,  
Secretary of the Senate.





## SEVENTY-THIRD DAY.

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Lansing, Thursday, May 4, 1905.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President pro tem.

Religious exercises were conducted by Rev. W. A. Minty of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Ashley, Baird, Brown, Cook, Cropsey, Doherty, Ely, Farr, Fyfe, Hayden, Heine, Jenks, Jones, Kane, Linsley, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Sheldon, Smith, Traver, Van Akin, Yeomans, President pro tem.—29.

The following Senator was absent with leave: Mr. Mills.

The following Senators were absent without leave: Messrs. Curtis and Woodman—2.

Mr. Moffatt asked and obtained leave of absence for Mr. Curtis from today's and tomorrow's sessions.

Mr. Cropsey moved that leave of absence be granted to the other absentee without leave from today's session.

The motion prevailed.

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Mr. Baird asked and obtained leave of absence for the Committee on Elections from tomorrow's session.

Messrs. Ely, Fyfe, Hayden, Kane, MacKay, Martindale, Moffatt, Moriarty, Peek, Rumer, Russell, Seeley, Smith, Traver and Van Akin asked and obtained leave of absence for themselves from tomorrow's session.

### MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,  
Lansing, May 4, 1905.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 170 (enrolled No. 65), being

An act to prevent the importation from other states and the spread within this state, of dangerous insects and dangerously contagious diseases affecting trees, shrubs, vines, plants and fruits, and to repeal all acts or parts of acts that contravene the provisions of this act;

Also:

Senate substitute for Senate Joint Resolutions Nos. 62 and 180 (enrolled No. 74), being

Joint Resolution relative to the semi-centennial celebration of the completion of the Lake Superior Ship Canal, including the participation of the United States government in the same, and other purposes connected therewith, and making an appropriation therefor;

Also:

Senate bill No. 34 (enrolled No. 89), being

An act to establish a board of accountancy, to provide for the granting of certificates to those public accountants who qualify under the provisions of this act and to provide a penalty for violations thereof.

Also:

Senate bill No. 211 (enrolled No. 92), being

An act to provide for the expenses and publication of the collections of the Michigan Pioneer and Historical Society, making an appropriation therefor and providing a tax to meet the same, for the fiscal years ending June 30, 1906, and June 30, 1907;

Also:

Senate bill No. 195 (enrolled No. 90), being

An act to amend section 7 of act 44 of the Public Acts of 1899, being "An act to provide for the publication and distribution of laws and documents, reports of the several officers, boards of officers and public institutions of this state now or hereafter to be published, and to provide for the replacing of books lost by fire or otherwise, and to provide for the publication and distribution of the official directory and legislative manual of the State of Michigan, and to repeal act 122 of the Public Acts of 1889, approved May 31, 1889, act 20 of the Public Acts of 1889, approved March 19, 1889, and all other laws or parts of laws contravening or inconsistent with this act";

Also:

Senate bill No. 210 (enrolled No. 91), being

An act to regulate the introduction of evidence in actions brought for the recovery of damages for libel;

Also:

Senate bill No. 334 (enrolled No. 96), being

An act to amend section 11 of chapter 118 of the Revised Statutes of 1846, being chapter 300 and section 10862 of the Compiled Laws of 1897, relative to the voluntary dissolution of corporations, and of the abatement of suits by and against them;

Also:

Senate bill No. 112 (enrolled No. 94), being

An act to amend section 1 of act No. 379 of the Local Acts of the State of Michigan for the year 1891, entitled "An act to provide for the compensation and prescribe the duties of certain officers of the county of Kent," approved June 26, 1891;

Also:

Senate bill No. 341 (enrolled No. 97), being

An act to authorize the common council of the city of Grand Rapids to issue bonds to satisfy and pay any amount for which the said city shall be liable under Senate Enrolled act No. 73 of the acts passed by the Legislature of Michigan of 1905, in regular session, entitled "An act to repeal act No. 223 of the laws of 1849, entitled 'An act to incorporate the Grand Rapids Hydraulic Company,' approved April 2, 1849, and to provide for presentation and allowance of claims against the city of Grand Rapids for the value of the tangible property of said company, at the time of the approval of this act," approved April 25, 1905;

Also:

Senate bill No. 356 (enrolled No. 98), being

An act to authorize the township of North Plains in the county of Ionia to borrow money and issue its bonds therefor, for the building of two bridges across Fish Creek, in that township.

Very respectfully,

FRED M. WARNER,  
Governor.

The following message from the Governor was also received and read:

Executive Office,  
Lansing, May 4, 1905.

To the President of the Senate:

Sir—I hereby nominate Aaron R. Wheeler, of St. Louis, Gratiot county, as member of the State Board of Health, for the term ending January 31, 1907, to fill vacancy caused by the resignation of Henry A. Haigh.

Very respectfully,

FRED M. WARNER,  
Governor.

The message was referred to the Committee on Executive Business.

#### PRESENTATION OF PETITIONS.

No. 145. By Mr. Glasgow: Petition of Joseph Carr and 100 others of Eaton Rapids in favor of the passage of Senate bill No. 317, relative to the catching of fish in Grand River.

The petition was referred to the Committee on Fisheries.

No. 146. By Mr. Brown: Petition of George E. Holman and 25 others of Lapeer, in favor of the passage of a bill prohibiting the manufacture and sale of cigarettes.

The petition was referred to the Committee on Judiciary.

No. 147. By Mr. Brown: Petition of Rev. K. N. Morrill and 23 others of Lapeer, on the same subject.

Same reference.

## MOTIONS AND RESOLUTIONS.

Mr. Brown moved to take from the Special Order,  
Senate substitute for House bill No. 553 (file No. 176), entitled  
A bill relative to the nomination of party candidates for public office,  
and delegates to political conventions, in certain cases, to regulate and  
protect primary elections, and to prescribe penalties for violation of the  
provisions hereof;

On which motion Mr. Cook demanded the yeas and nays.

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The President pro tem. called Mr. Martindale to the chair.

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Mr. Woodman entered the Senate Chamber and took his seat.

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The President pro tem. resumed the chair.

The motion made by Mr. Brown then prevailed, a majority of all the  
Senators present voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baird  
Brown  
Cropsey  
Doherty

Mr. Ely  
Fyfe  
Hayden  
Heine

Mr. Jenks  
Jones  
Moriarty  
Peek

Mr. Sheldon  
Smith  
Van Akin  
Woodman

16

## NAYS.

Mr. Ashley  
Cook  
Farr  
Kane

Mr. Linsley  
MacKay  
Martindale  
Moffatt

Mr. Rumer  
Russell  
Seeley

Mr. Traver  
Yeomans  
President pro tem

14

Mr. Brown moved that the above entitled bill be re-referred to the  
Committee on Elections, with instructions to that committee to report  
a bill Tuesday, May 9, with the recommendation that said bill be made a  
special order for Wednesday, May 10, at 3 o'clock p. m.

The motion prevailed.

Mr. Fyfe moved that when the Senate adjourn today, it stand ad-  
journed until tomorrow at 8:30 o'clock a. m.

The motion prevailed.

Mr. Fyfe moved that when the Senate adjourn tomorrow, it stand ad-  
journed until Monday, May 8, at 9 o'clock p. m.

The motion prevailed.

## REPORTS OF STANDING COMMITTEES.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 680, entitled

A bill to amend section 4 of act No. 481 of the Local Acts of 1901, entitled "An act to organize the township of Millen, in the county of Alcona, state of Michigan, into a union school district";

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Seeley
Baird	Fyfe	MacKay	Smith
Brown	Hayden	Martindale	Traver
Cropsey	Heine	Moffatt	Woodman
Doherty	Jones	Moriarty	Yeomans
Ely	Kane	Rumer	President pro tem.
			24

## NAYS.

0

The title of the bill was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 713, entitled

A bill to authorize townships, cities and villages to appropriate money to defray the expenses of the proper observance of Memorial or Decoration Day;

With the recommendation that the bill pass.

NOBLE ASHLEY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Hayden moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
• Baird	Hayden	Martindale	Smith
Brown	Helne	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
Farr	Linsley	Russell	President pro tem
			28

## NAYS.

0

The title of the bill was agreed to.

Mr. Hayden moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on University:

The Committee on University report

House bill No. 494 (file No. 242), entitled

A bill making an appropriation for furnishing and for completing the equipment of the psychopathic ward upon the hospital grounds of the University of Michigan, and providing for the internal administration of said ward, and for the establishing, equipping and maintaining therein of a clinical laboratory of research for the instruction of medical students and for the benefit of the State hospitals for the insane, and making an annual appropriation for the payment of the salaries of a pathologist in charge of said ward and of an assistant to said pathologist, and for meeting the current annual expenses of maintaining said laboratory of clinical research;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

JOHN D. MACKAY,  
Chairman.

The report was accepted and the committee discharged.

Mr. MacKay moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Taxation:

The Committee on Taxation report

Senate bill No. 155, entitled

A bill to amend section 144 of act No. 206 of the Laws of 1893, being "An act to provide for the assessment of property and the levy and collection of taxes thereon, and for the collection of taxes heretofore and hereafter levied, making such taxes a lien on the lands taxed, establishing and continuing such lien, providing for the sale and conveyance of lands delinquent for taxes, and for the inspection and disposition of lands bid off to the State and not redeemed or purchased.

and to repeal act No. 200 of the Public Acts of 1891, and all other acts and parts of acts in anywise contravening any of the provisions of this act," as added by act No. 97 of the Public Acts of 1899;

With the recommendation that the bill pass.

GEORGE N. JONES,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on Judiciary:

The Committee on Judiciary report  
House bill No. 557, entitled

A bill to authorize and empower justices of the peace of the city of Standish to have cognizance of all civil actions within the jurisdiction of a justice of the peace when either the plaintiff or defendant resides in the county of Arenac;

With the recommendation that the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Hayden	Mr. Martindale	Mr. Sheldon
Baird	Heine	Moffatt	Smith
Brown	Jenks	Moriarty	Traver
Cropsey	Jones	Peek	Van Akin
Doherty	Kane	Rumer	Woodman
Ely	Linsley	Russell	Yeomans
Farr	MacKay	Seeley	President pro tem
Fyfe			29

#### NAYS.

0

The title of the bill was agreed to.

Mr. Doherty moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Judiciary:

The Committee on Judiciary report  
Senate bill No. 357, entitled

A bill to authorize the formation of corporations for the purpose of damming, excavating, constructing and maintainng water courses with water power appurtenant thereto, for accumulating, storing, manufacturing, conducting, using selling, furnishing and supplying water and water power, electricity and electric power, and all and every kind of power for



mining, milling, manufacturing, domestic, municipal and agricultural purposes, and for the purpose of transportation and for all other purposes in the Upper Peninsula of Michigan;

With the following amendment thereto:

By striking out of section 9 all of subdivision 5.

Recommend that the amendment be concurred in, and that when so amended the bill pass.

W. E. BROWN,  
Chairman.

The report was accepted and the committee discharged.

Mr. Brown moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on State Prison at Marquette:

The Committee on State Prison at Marquette report

Senate bill No. 332, entitled

A bill authorizing the Board of Control of the State House of Correction and Branch Prison of the Upper Peninsula to purchase land for the use and benefit of the State House of Correction and Branch Prison of the Upper Peninsula; to make an appropriation therefor and provide for a tax to meet same;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

E. B. LINSLEY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Linsley moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on State Affairs:

The Committee on State Affairs report

Senate Joint Resolution No. 347, entitled

Joint Resolution to direct the Board of State Auditors to investigate, examine and settle the claim of George G. Covell of Grand Traverse county, Michigan, against the state of Michigan on account of legal services rendered in defending one Bert Spafford, Deputy State Game and Fish Warden, who was tried for murder in Benzie county, Michigan, during the month of September, A. D. 1903; said services being rendered at the request of Hon. A. T. Bliss, the then Governor of the state of Michigan, and Charles H. Chapman, the State Game and Fish Warden of the state of Michigan;

With the recommendation that the Joint Resolution pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 100 (file No. 187), entitled

A bill to regulate the issuing of warehouse certificates in certain cases;

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House Joint Resolution No. 445 (file No. 164), entitled

Joint Resolution in behalf of Dwight Cummins, directing the payment of unpaid state bounty.

With the recommendation that the Joint Resolution pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The Joint Resolution was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 613 (file No. 193), entitled

A bill to amend section 3 of act No. 237 of the Public Acts of 1899, entitled "An act to provide for the examination, regulation, licensing and registration of physicians and surgeons, and for the punishment of offenders against this act, and to repeal acts and parts of acts in conflict therewith," as amended by act No. 191 of the Public Acts of 1903.

With the recommendation that the bill pass.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Affairs:

The Committee on State Affairs report

House bill No. 466 (file No. 234), entitled

A bill to make appropriations for buildings and permanent improvements for the Upper Peninsula Experiment Station for the fiscal years ending June 30, 1906, and June 30, 1907;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

A. J. DOHERTY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Doherty moved that the Senate concur in the recommendation

of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Michigan Reformatory:

The Committee on Michigan Reformatory report  
House bill No. 326 (file No. 150), entitled

A bill making appropriations for the Michigan Reformatory at Ionia, Michigan, for general repairs and other improvements for the fiscal year ending June 30, 1906, and to provide for a tax to meet the same;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

T. A. ELY,  
Chairman.

The report was accepted and the committee discharged.

Mr. Ely moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
Senate bill No. 364, entitled

A bill to amend section 2 of act No. 260 of the Public Acts of 1881, entitled "An act to provide for the protection of children," said section being compiler's section 5554 of the Compiled Laws of 1897;

With the following amendments thereto:

By striking out of line 1 of section 2 the word "sixteen" and inserting in lieu thereof the word "seventeen."

By inserting in line 2 of section 2 after the word "public" the word "private."

By inserting in line 11 of section 2 after the word "billiards" the word "pool."

Recommend that the amendments be concurred in, and that when so amended, the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Education and Public Schools:

The Committee on Education and Public Schools report  
House bill No. 295 (file No. 119), entitled

A bill to amend sections 5, 6, 8 and 10 of Act 147 of the Public Acts of 1891, and acts amendatory thereof, entitled "An act to provide for the election of a county commissioner of schools, for the appointment of school examiners, and to define the duties and fix the compensation for the same, and to repeal all existing acts or parts of acts

conflicting with the provisions of this act," being sections 4812, 4813, 4815 and 4817 of the Compiled Laws of 1897;

With the following amendment thereto:

By striking out of lines 12, 13, 14 and 15 of section 10 the words "Provided, That the minimum salaries as fixed in this said act shall in no case be diminished on account of the consolidation of school districts within the county."

Recommend that the amendment be concurred in, and that when so amended, the bill pass.

F. C. MARTINDALE,  
Chairman.

The report was accepted and the committee discharged.

Mr. Martindale moved that the Senate concur in the amendment made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and place on the General Order.

By the Committee on Finance and Appropriations:

The Committee on Finance and Appropriations report  
Senate bill No. 318, entitled

A bill making appropriations for the Michigan Employment Institution for the Blind, for current expenses for the fiscal years ending June 30, 1906, and June 30, 1907, and for special purposes and to provide a tax therefor;

With the following amendments thereto:

1. By striking out of line 1 of section 2 the words "sixteen thousand and ninety-five" and inserting in lieu thereof the words "twelve thousand eight hundred fifty."

2. By striking out of lines 5 and 6 of section 2 the words "for filling and grading, one thousand five hundred dollars."

3. By striking out of lines 7, 8 and 9 of section 2 the words "for two cows seventy dollars, for one horse two hundred dollars, for surrey, harnesses and platform wagon two hundred and twenty-five dollars."

4. By striking out of lines 10 and 11 of section 2 the words "for laundry machinery (including engine) nine hundred dollars."

5. By striking out of line 11 of section 2 the words "for cooling room, three hundred and fifty dollars."

6. By striking out of lines 2 and 3 of section 4 the words "forty-six thousand five hundred and ninety-five dollars" and inserting in lieu thereof the words "forty-three thousand three hundred fifty dollars."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

CHARLES SMITH,  
Chairman.

The report was accepted and the committee discharged.

Mr. Smith moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

The bill was then referred to the committee of the whole and placed on the General Order.

By the Committee on Fisheries:

The Committee on Fisheries report

Senate bill No. 363, entitled

A bill to regulate the catching of pickerel with hook and line in the county of St. Clair;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

Mr. Jones moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baird	Mr. Hayden	Mr. Martindale	Mr. Smith
Brown	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Jones	Peek	Woodman
Ely	Kane	Rumer	Yeomans
Farr	Linsley	Russell	President pro tem
Fyfe	Mackay	Sheldon	27

#### NAYS.

0

The title of the bill was agreed to.

Mr. Jones moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

By the Committee on Fisheries:

The Committee on Fisheries report

Senate bill No. 317, entitled

A bill to prohibit catching or taking fish in Grand river and streams tributary thereto in the counties of Jackson, Eaton, Ingham, Clinton and Ionia in this state in any other manner than with hook and line;

With the recommendation that the bill pass.

O. C. MOFFATT,  
Chairman.

The report was accepted and the committee discharged.

The bill was referred to the committee of the whole and placed on the General Order.

By the Committee on State Prison at Marquette:

The Committee on State Prison at Marquette report

House bill No. 330 (file No. 181), entitled

A bill making appropriations for building and special purposes for the State House of Correction and Branch Prison, Upper Peninsula, for the fiscal year ending June 30, 1906, and to provide a tax therefor;

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

E. B. LINSLEY,  
Acting Chairman.

The report was accepted and the committee discharged.

Mr. Linsley moved that the Senate concur in the recommendation of the committee that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read :

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 630, entitled

A bill to designate the places of holding the circuit court in the Thirty-seventh Judicial Circuit;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 77, entitled

A bill to prevent the killing of deer, for a period of five years, in the counties of Otsego, Montmorency, Alcona, Arenac and Emmet;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Gaming Interests.

The following message from the House was also received and read:

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 440, entitled

A bill making an appropriation for the purpose of erecting and equipping a dormitory at the Michigan Agricultural College to replace the building formerly known as Wells Hall, recently destroyed by fire, and providing a tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Agricultural College.

The following message from the House was also received and read:

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 759, entitled

A bill to provide for two voting precincts in the township of Spalding in the county of Menominee;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:  
House bill No. 771, entitled

A bill to provide for the election of public officers within the county of Livingston;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read :

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 780, entitled

A bill for the protection of fish in the Kalamazoo river and its tributaries in the townships of Marshall and Marengo, in the county of Calhoun;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

The following message from the House was also received and read :

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to transmit the following bill:

House bill No. 773, entitled

A bill making an appropriation for the State Prison at Jackson for the fiscal year ending June 30, 1906, for the purpose of repairing and replacing portions of the machine shops recently damaged by fire, including a new metal, tile or slate roof, and for the purchase of material for the erection of a brick storeroom, and to provide a tax therefor;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,  
CHARLES S. PIERCE,  
Clerk of the House of Representatives.



The bill was read a first and second time by its title and referred to the Committee on State Prison at Jackson.

The following message from the House was also received and read:

House of Representatives.  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House, respectfully to request the re-printing for the use of the House of the following bill containing the proposed House amendments: .

Senate bill No. 218 (file No. 211), entitled

A bill to provide for the compulsory education of children, for penalties for failure to comply with the provisions of this act, and to repeal all acts or parts of acts conflicting with the provisions of the same;

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The question being on complying with the request of the House that the bill be ordered printed,

Mr. Hayden moved that the request be granted.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,  
May 4, 1905.

To the President of the Senate:

Sir—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 175, entitled

A bill to repeal an act providing for two voting precincts for the township of Portage, in the county of Houghton, and defining the limits thereof, providing for a new registration of the voters thereof, and determining who shall be inspectors of election therein, being act No. 308 of the Local Acts of the State of Michigan, for the year 1889;

And to inform the Senate that in the passage of the bill, the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

CHARLES S. PIERCE,  
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

#### INTRODUCTION OF BILLS.

Mr. Van Akin introduced

Senate bill No. 367, entitled

A bill to create fractional school district No. 7 of the townships

of Ida, Raisinville and Dundee in Monroe county; to define the boundaries thereof, and to authorize said district to borrow money and issue the bonds of said district for the purpose of building a school house therein and to provide for the payment of said bonds.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Van Akin moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Fyfe	Mr. MacKay	Mr. Smith
Baird	Hayden	Martindale	Traver
Brown	Heine	Moffatt	Van Akin
Cropsey	Jenks	Moriarty	Woodman
Doherty	Jones	Rumer	Yeomans
Ely	Kane	Seeley	President pro tem
Farr	Linsley	Sheldon	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Van Akin moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Rumer introduced

Senate bill No. 368, entitled

A bill to regulate the telephone service of competing lines in the different cities and villages of the State of Michigan.

The bill was read a first and second time by its title and referred to the Committee on State Affairs.

Mr. Cropsey introduced

Senate bill No. 369, entitled

A bill to amend section 1 of act No. 198 of the Public Acts of 1859, entitled "An act to prevent fishing with seines and every kind of nets in certain counties in the State of Michigan."

The bill was read a first and second time by its title and referred to the Committee on Fisheries.

By unanimous consent the Senate returned to the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Linsley moved to take from the table  
House bill No. 329 (file No. 55), entitled  
A bill to provide for the payment of bounties for the killing of English sparrows.

The motion prevailed.

Mr. Linsley moved that the rules be suspended, and that the bill be placed upon its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley	Mr. Fyfe	Mr. Moriarty	Mr. Smith
Baird	Hayden	Peek	Traver
Brown	Heine	Rumer	Van Akin
Cook	Linsley	Seeley	Woodman
Cropsey	MacKay	Sheldon	Yeomans
Ely	Martindale		

22

#### NAYS.

Mr. Doherty	Mr. Kane	Mr. Moffatt	Mr. President pro tem
Jones			5

The title of the bill was agreed to.

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

#### GENERAL ORDER.

The motion prevailed.

The President pro tem. called Mr. Fyfe to the chair.

After some time spent therein, the committee rose, and through their chairman made the following report:

The committee have had under consideration the following:

House bill No. 596 (file No. 189), entitled

A bill to amend sections 9, 11, 25 and 67 of act No. 204 of the Public Acts of 1901, entitled "An act to increase the efficiency of the military establishment of the state of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act," and to add two new sections thereto to stand as sections 68a and 68b;

Also:

House bill No. 533 (file No. 170), entitled

A bill to prevent persons from unlawfully using or wearing the badge or button of the Grand Army of the Republic, the Loyal Legion of the United States, or the United Spanish War Veterans, and to repeal section 11768 of the Compiled Laws of 1897;

Also:

Senate bill No. 325 (file No. 118), entitled

A bill to create and establish a State Highway Department by the appointment of a State Highway Commissioner and assistants, and defining the powers and duties of the office, and to provide for a system of State co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal years ending June 30, 1906, and June 30, 1907; and to provide a tax to meet the same;

Also:

House bill No. 497 (file No. 137), entitled

A bill to amend section 25 of chapter 7 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the state of Michigan, and defining their powers and duties," said section being section 2793 of the Compiled Laws of 1897, and relating to the manner of paying expenses for the construction of sewers, drains and water courses in incorporated villages;

Also:

House bill No. 472 (file No. 159), entitled

A bill to amend sections 1 and 7 of act No. 171, Public Acts of 1893, entitled "An act to regulate the construction of the tracks of railroads and street railroads across each other, and the stringing of wires, electric or other, over railroad tracks, and relative to the maintenance of such tracks heretofore so constructed, and wires heretofore so strung," the same being section 6349, Compiled Laws of 1897;

Also:

House bill No. 473 (file No. 158), entitled

A bill to amend section 7 of act 198 of the Public Acts of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management and to fix the duties and liabilities of all railroads and other corporations owning and operating any railroad in this state, being section 6232, Compiled Laws of 1897, as amended by act No. 180 and 266 of the Public Acts of 1899 and by acts Nos. 80 and 153 of the Public Acts of 1901;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend their passage.

ANDREW FYFE,  
Chairman.

The report was accepted.

The bills named in the report were placed on the order of Third Reading of Bills.

#### THIRD READING OF BILLS.

House bill No. 596 (file No. 189), entitled

A bill to amend sections 9, 11, 25 and 67 of act No. 204 of the Public Acts of 1901, entitled "An act to increase the efficiency of the mil-

itary establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act," and to add two new sections thereto to stand as sections 68a and 68b;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Smith
Baird	Fyfe	MacKay	Traver
Brown	Hayden	Moffatt	Van Akin
Cook	Heine	Moriarty	Woodman
Cropsey	Jenks	Russell	Yeomans
Doherty	Jones	Seeley	President pro tem
Ely	Kane	Sheldon	27

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 533 (file No. 170), entitled

A bill to prevent persons from unlawfully using or wearing the badge or button of the Grand Army of the Republic, the Loyal Legion of the United States, or the United Spanish War Veterans, and to repeal section 11768 of the Compiled Laws of 1897;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley	Mr. Farr	Mr. Linsley	Mr. Sheldon
Baird	Fyfe	MacKay	Smith
Brown	Hayden	Moffatt	Traver
Cook	Heine	Moriarty	Van Akin
Cropsey	Jenks	Russell	Yeomans
Doherty	Jones	Seeley	President pro tem
Ely	Kane		26

## NAYS.

0

The title of the bill was agreed to.

Mr. Smith moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Senate bill No. 325 (file No. 118), entitled

A bill to create and establish a State Highway Department by the appointment of a State Highway Commissioner and assistants, and defining the powers and duties of the office, and to provide for a system of state co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal years ending June 30, 1906, and June 30, 1907, and to provide a tax to meet the same;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Fyfe	Mr. Linsley	Mr. Sheldon
Brown	Hayden	MacKay	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Jones	Russell	Yeomans
Ely	Kane	Seeley	President pro tem
Farr			25

NAYS.

0

The title of the bill was agreed to.

Mr. Ely moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

House bill No. 497 (file No. 137), entitled

A bill to amend section 25 of chapter 7 of act No. 3 of the Public Acts of 1895, entitled "An act to provide for the incorporation of villages within the State of Michigan, and defining their powers and duties," said section being section 2793 of the Compiled Laws of 1897, and relating to the manner of paying expenses for the construction of sewers, drains and water courses in incorporated villages;

Was read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Baird	Mr. Fyfe	Mr. MacKay	Mr. Sheldon
Brown	Hayden	Martindale	Smith
Cook	Heine	Moffatt	Traver
Cropsey	Jenks	Moriarty	Van Akin
Doherty	Jones	Russell	Yeomans
Ely	Kane	Seeley	President pro tem
Farr	Linsley		26

NAYS.

0

The title of the bill was agreed to.

Mr. Traver moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators elect voting therefor, and the bill was ordered to take immediate effect.

Mr. Doherty moved that the Senate return to the order of

REPORTS OF STANDING COMMITTEES.

The motion prevailed.

By the Committee on Executive Business:

The Committee on Executive Business, to whom was referred the following nomination to office by the Governor:

